

## Minutes of the 104<sup>th</sup> Meeting of SEIAA dated 04.09.2012

The 104<sup>th</sup> meeting of the State Level Environment Impact Assessment Authority was convened on 04.09.2012 at 10.30 PM 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 (For MS)

### A. Cases recommended by SEAC


1. Following cases have been considered on the basis of the receipt of recommendation from SEAC:

S. No.	Case No.	No. & date of latest SEAC meeting in which case was recommended	Date of receipt of SEAC recommendation in SEIAA office	Date of receipt of records in SEIAA office
1.	576/2010	99th meeting dtd 24.07.12	27.08.2012	27.08.2012
2.	613/2010	99th meeting dtd 24.07.12	27.08.2012	27.08.2012
3.	636/2011	99th meeting dtd 24.07.12	27.08.2012	27.08.2012
4.	651/2011	98th meeting dtd 23.07.12	27.08.2012	27.08.2012
5.	662/2011	98th meeting dtd 23.07.12	27.08.2012	27.08.2012

2. **Case No. 576/2010**, Prior Environmental Clearance for Banki Girauli White Clay Mine in an Area of 12.840 ha for Production Capacity 2000 MTA at Khasra No. 234/1, Village – Banki Girauli, Tehsil- Bijawar, Distt.- Chhatarpur (M.P) by Shri Bhupatlal Kuderia, PO- Kupi, Distt. Chhatarpur (M.P)
  - i. The case was discussed in 99<sup>th</sup> SEAC meeting dtd 24.07.2012. It is recorded that ..... "After deliberations committee decided to recommend the case subject to the 8 specific conditions"
  - ii. Case was discussed in depth. The document submitted by the PP and minutes of 99<sup>th</sup> SEAC meeting dated 24.07.12 reveal that the interstate boundary is not within 50km and there is no national park within 10 km radius. Hence, General Conditions are not applicable in this case.
  - iii. The notarized copy of the lease deed submitted by PP was examined and found satisfactory.
  - iv. The minutes of Public Hearing held on 22.06.12 at proposed mining site (village Banki Girauli Tehsil Bijawar Dist. Chhatarpur) were examined and found satisfactory.
  - v. Proposed plantation scheme mentioned in EIA was also examined and found satisfactory.
  - vi. The Authority accepted the recommendation of 99<sup>th</sup> SEAC meeting dated 24.07.12 and decided to accord Prior Environmental Clearance for White Clay Mine in an Area of 12.840 ha for Production Capacity 2000 MTA for project life of mining i.e. 31.01.2014 only at Khasra no. 234/1, Village Banki Girauli Tehsil Bijawar Dist. Chhatarpur by Shri Bhupatlal Kuderia, PO- Kupi, Distt. Chhatarpur (M.P). EC shall be valid up to 01.02.2014.

  
(Sharad Kumar Jain)  
Member Secretary

  
(M. Hashim)  
Member

  
(Amar Singh) 11.9.2012  
Chairman

**3. Case no. 613/2010, Prior Environmental Clearance for expansion of dolomite & limestone mine from 6660 TPA to 5,00,000 TPA in an area of 19.71 ha at village Chhapparwah, Tehsil Badwara, District Katni by M/s Ultra Tech Cement Ltd**

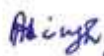
- i. The case was discussed in 99<sup>th</sup> SEIAA meeting dtd. 11.07.12 and it has been decided that " ....to grant permission for transfer of prior environmental clearance to M/s Grasim Industries Ltd. (white cement division) granted earlier vide letter nos. 374/EPCO-SEIAA /2009 dtd 16.12.09 and 357/EPCO-SEIAA / 2010 dtd 04.09.10 to M/s Ultratech Cement Ltd. (Birla White Division). All terms and conditions given during grant of prior EC to M/s Grasim Industries Ltd. (white cement division) will be applicable to M/s Ultratech Cement Ltd. (Birla White Division)

*As ToR has already been issued by SEAC for proposed expansion from 6,660 to 5,00,000 TPA (vide letter no. 71/PS-MS/ MPPCB / SEAC/ToR (74)/2011 Bhopal dtd 11.02.11) the Proponent should submit draft Environmental Impact Assessment Report incorporating a separate chapter on compliance of environmental clearance conditions and / or the NOC from the State Pollution Control Board as per OM (J-11013/41/2006-IA.II(I) dtd 01.07.11). The draft EIA report should also incorporate environment responsibility as per OM (J-11013/41/2006-IA.II(I) dtd 18.05.12). The PP should also submit a certified report of the status of the compliance of the conditions stipulated in the environmental clearance for existing operation by the Regional Office of the Ministry of Environment & Forests, Gol Letter should be sent to M/s Ultratech Cement Ltd. (Birla White Division)."*

- ii. The case was discussed in 99<sup>th</sup> SEAC meeting dtd 24.07.2012. It is recorded that "....."After deliberations committee has decided to recommend the case for grant of prior EC subject to the 8 condition"
- iii. The case was discussed in details. It was found that this is an ongoing project and PP has applied for expansion of dolomite & limestone mine from 6660 TPA to 500000 TPA. It is noted that as per MoEF, GOI Office Memorandum (OM) no. J-11011/618/2010-IA-II(I) dated 30.05.2012, regarding consideration of expansion proposals, the process should be adopted as mentioned in Para 2 & 3 of the said OM dated 30.05.2012 Para 2 and 3 are given hereunder:-
2. *It has been now decided that while submitting the application for consideration for grant of environmental clearance of all expansion projects under the EIA Notification, 2006, the project proponent shall henceforth submit a certified report of the status of compliance of the conditions stipulated in the environmental clearance for the ongoing / existing operation of the project by the Regional Offices of the Ministry of Environment and Forests.*
3. *The status of compliance of the conditions stipulated in the environmental clearance as highlighted in the report(s) will be subsequently discussed by the respective Expert Appraisal Committees during the appraisal of the expansion proposal and duly recorded in the minutes of the meeting. Applications for expansion project received without the compliance status as mentioned in para no.2 above shall not be accepted and placed for consideration before the Expert Appraisal Committees.*
- iv. The PP should submit copy of the latest compliance report to SEAC according to Para 2 of the above circular by 30<sup>th</sup> September, 2012. SEAC will further appraise according to Para 3 of the above circular and send their views to the office of SEIAA by 31<sup>st</sup> October, 2012, positively.
- v. It was noted that PP has not submitted the certified report of the status of compliance of the conditions stipulated in the EC issued vide letter no.

  
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(M. Hashim)  
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374/SEIAA/EPCO/09 dated 16.12.09 to M/s Alcon Laboratories & Industries (India) as per OM dated 30.05.12


Further it was also noted that PP has not informed whether he has been served any notice under Environment Protection Act 1986 and Air Pollution (Prevention) Act 1981 & Water Pollution (Prevention) Act 1974. Therefore, in this context it is decided that -

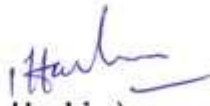
- (a) Member Secretary, MPPCB should be asked to provide the information by 30.09.2012, whether any notice has been served under Air Pollution (Prevention) Act 1981 & Water Pollution (Prevention) Act 1974 against the prior EC issued to the PP.
- (b) PP should be asked to provide information by 31st October 2012 whether he has been served any notice under Environment Protection Act 1986?

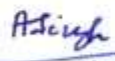
- vi. It was found that the PP has applied for the expansion from 6660 TPA to 500000 TPA, while SEAC in its 99th meeting dated 24.07.12 has recommended (at pt.no.4) that "under no circumstances the production should go beyond 45000 MTPA". It was decided that a clarification should be obtained from MS, SEAC in this regard by 31<sup>st</sup> October, 2012.
- vii. It was decided that after receiving all above information the Public Hearing and Mine Plan issues etc shall be examined.

4. **Case no. 636/2011**, Prior Environmental Clearance for Jhiti Iron ore, laterite Mine at Village - Jhiti, Tehsil- Sihora Distt- Jabalpur (M.P) in an area of 27.05 ha for production capacity 2.7 Million Tonne per annum Tonnes/Year by Shri Pradeep K. Mittal, Partner M/s Pacific Exports, 11-12, Dunn Market Jabalpur Road, Bargawan, Distt. - Katni (M.P.) – 483501

- i. The case was discussed in 76th SEIAA meeting dtd. 15.12.11 and it has been recorded that ".....In the light of the above mentioned facts the Authority decided not to accept the recommendation of the SEAC at this stage. The SEAC should determine ToR according to the provision of Para 7 (II) stage (2)p of the EIA notification dated 14.09.06."
- ii. The case was discussed in 99<sup>th</sup> SEAC meeting dtd 24.07.2012. It is recorded that "....." Based on the submissions of the proponent committee decided to recommend the case for grant of prior EC subject to the 10 special conditions"
- iii. The case was discussed in depth. It was noted that the project is for enhancement of production from 80640 MTA to 2,70,000 MTA. In this case the compliance of the earlier EC is required as per Office Memorandum no. J-11011/618/2010-IA-II(I) dated 30.05.2012.
- iv. It was found that the compliance report from the RO, MOEF (vide no. 18-B-17/2011(SEAC)/1283 dated 06.08.2012) is available in the file/record submitted by SEAC vide letter no.463/PS-MS/MPPCB/SEAC/Min (98-99)/2011 Bhopal dated 27.08.2012. As per para (2) & (3) of said office memorandum the compliance report should be considered by SEAC and be duly recorded in the minutes of the meeting. Hence it was decided to send the compliance report to SEAC for consideration and MS, SEAC should be requested to give their recommendation by 30.09.2012.


  
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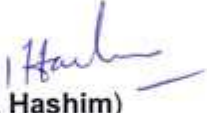
  
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- v. Member Secretary, PCB should also be asked to provide full information whether any notice has been served under Air & Water Act after the issue the earlier EC vide letter no. 195/EPCO-SEIAA/11 dated 16.06.2011 to the PP?
  - vi. The minutes of Public Hearing held on 15.05.12 at proposed mining site (village Jhiti Tehsil Sihora Dist. Jabalpur) were examined and nothing adverse was found.
  - vii. Proposed plantation scheme mentioned in EIA and EMP was also examined and found satisfactory.
  - viii. Latest mining plan submitted by PP (approved by IBM vide letter no. 314 (3)/10-MCCM(C)/MP-40 dated 29.04.11) was examined and found that the mine life is 6 years, which has been calculated on the basis of Reserves, Production during Gestation period and Envisaged Rate of Production.
  - ix. It was decided that after receiving required information, the case shall be examined in subsequent meeting at the earliest.
5. **Case No. 651/2011**, Prior Environmental Clearance for Residential Complex "Royal City" Villlage: Misrod, P H No. 42, Tehsil: Huzur, Distt. - Bhopal (M.P.) Total Land Area – 3.031 h, Total Built Up Area – 27662.16 sqmt. by M/s Laxmi Narayan Patidar & Jeetmal Patidar (IBD Royal City) 74, Zone-II, M.P. Nagar, Bhopal (M.P.)
- i. The case was discussed in 98<sup>th</sup> SEAC meeting dtd 23.07.2012. It is recorded that .....*"The EMP and other submissions made by the proponent were found to be satisfactory and acceptable so as to grant prior EC to the project. Hence, based on the submissions made by the PP committee recommend s the project for grant of prior Environmental Clearance, subject to the v (five) special conditions"*
  - ii. The case was discussed in depth. The land ownership documents i.e. Khasra Panchsalal and lease deed were examined and it was found that land (Khasra no. 105/1 & 105/2) is private and belongs to PP Laxmi Narayan Patidar and Jitmal Patidar.
  - iii. It was noted that PP has got NOC from Town & Country Planning (Endt. No. 198/L.P.56/29/Na.Gra.Ni./Ji.Ka./2010-2011 Bhopal dtd 02.02.11) and building permission from Nagar Nigam (L no. NC5211-115-102011 dtd 03.10.11).
  - iv. The NOC submitted for the fire fighting from the Fire Division of Municipal Corporation, Bhopal (vide no. L. No. 11/ Agni.vi/II Bhopal dtd 13.05.11) and distance of the nearest fire fighting station is BHEL 7.0 km.
  - v. The total requirment of water is 283 KLD (187 KLD fresh water and rest recycled water from STP). It was noted that the PP has obtained permission of the water supply for 283 KLD from the Bhopal Municipal Corporation (vide letter no. 18/PM/JNNURMWS 2012 Bhopal dtd 04.01.12). It was decided that the fresh water demand should not go beyond 187 KLD . Secondly no ground water shall be extracted.
  - vi. Looking to the height of the building 20.40 m (6 floors - 18 m + stilt parking) w.r.t. fire fighting provision it was decided that as per MP Bhumi Vikas Niyam- 2012 the width of internal front road should be 18 m & front of M.O.S. 9 m and rear /sides MOS 6.0 m.
  - vii. The Authority accepted the recommendation of the 98th SEAC meeting dtd 23.07.12 and decided to accord Prior Environmental Clearance subject to the conditions mentioned in

  
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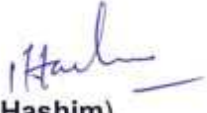
above sub Para v & vi for Residential Complex "Royal City" Viillage: Misrod, P H No. 42, Tehsil: Huzur, Distt.- Bhopal (M.P.) Total Land Area – 3.031 ha, Total Built Up Area – 27662.16 sq m. by M/s Laxmi Narayan Patidar & Jeetmal Patidar (IBD Royal City ) 74, Zone-II, M.P. Nagar, Bhopal (M.P.)


6. **Case No. 662/2012**, Prior Environmental Clearance for Single Super Phosphate in an area of 6900 sq.m for production capacity Enhancement from 30 TPD to 350 TPD (Powdered SSP) at Plot No. 6, 7, 8, 11, 12, 13 Industrial Area Sector 1, AB Road (Near IATA Dewas Square, Dewas (MP) by Mr. Ashish Tiwari M/s Varun Fertilizer Pvt. Ltd. 203, 2<sup>nd</sup> Floor, Indore Trade Centre, South Tukoganj, Indore, (M. P.)
- The case was discussed in 98<sup>th</sup> SEAC meeting dtd 23.07.2012. It is recorded that ..... "The EIA, EMP and other submissions made by the proponent were found to be satisfactory and acceptable so as to grant prior EC to the project. Hence, based on the submissions made by the PP committee recommend s the project for grant of prior Environmental Clearance, subject to the iv (four) special conditions"
  - The case was discussed in depth and it was found that presently PP is manufacturing 100 TPD & 30 TPD SSP and has applied for expansion of from 30 TPD powdered (SSP) NPK will remain same. It is an expansion project established prior to EIA Notification, 2006 and as per 27.01.1994 EIA Notification Schedule- I the SSP units were exempted from Environmental Clearance, hence EC was not obtained by PP.
  - Regarding air and water consent from MPPCB and compliance of its conditions as per MoEF office memorandum dtd 30.05.12 report from RO, PCB, Ujjain (vide letter no. 954 / क्षे.का./प्रा.नि.बो./12 dtd 19.07.2012) was examined and found satisfactory.
  - The document submitted by PP vide letter dtd 20.07.12 was examined and it was found that CER declaration given by PP is satisfactory.
  - The total water requirement after expansion is 88 KLD (76 KLD process + 12 KLD domestic). PP has applied for permission from Central Ground Water for ground water extraction vide letter dtd 13.06.12.
  - It was decided by the Authority that since the project is located in Dewas Industrial Estate PP should be asked as to why he is not taking water supply from industrial area and why he has applied for ground water permission individually? Whether the permission from Central Ground Water has been granted or not ?
  - The above information should be submitted by PP by 31.10.2012. A copy of the letter should also be endorse to General Manager District Industries centre, Dewas.

### B. Project delisted / closed

- With the permission of the Chairman the recommendation of 98<sup>th</sup> SEAC meeting dtd 23.07.2012 was considered for delisting 10 cases of biomass power plant using auxiliary fuels such as coal etc. up to 15% in view of amendment of EIA Notification dtd 01.12.2009 and no response from PP. Further the validity period of ToR for 6

  
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cases has expired. Hence total following 16 cases are summarily closed on the recommendation of SEAC :-

S No	Case No.	SEIAA letter reference	Reason for delisting
1	04/2008, Prior Environmental Clearance for 10 MW Biomass Power Project at village Raagadeedyee, Tehsil Seoni by M/s Seoni Renewal Energy (P) Ltd. Seoni	LN 460 dt 26/06/12	No response has been received from the PP.
2	36/2008, Prior Environmental Clearance for 10 MW Biomass based power plant project at village Chinod, Tehsil Karera, District Shivpuri, MP by Bhanu Prakash Power Project Pvt. Ltd., Hyderabad.	LN 466 dt 25/06/12	Bio-mass based Power plants up to 15 MW using auxiliary fuel such as coal etc up to 15% have been exempted as per Amended EIA Notification dated 01/12/09 & no response has been received from the PP.
3	115/2008, Prior Environmental Clearance for 7.5 MW power plant at village Gudar, Tehsil Badwara, District Katni by ASN Industries Pvt. Ltd. Hyderabad.	LN 454 dt 25/06/12	-----,,-----
4	172/2008, Prior Environmental Clearance for 12 MW Biomass based power plant project at village Bhandei, District Chhindwara, MP by Shri M Komaralah, MD Shalivahann Green Energy Ltd. Secunderabad.	LN 464 dt 25/06/12	-----,,-----
5	173/2008, Prior Environmental Clearance for 10 MW Biomass based power plant at village Barouli, District Umaria by Shri I Rajababu, Secunderabad.	LN 440 dt 25/06/12	-----,,-----
6	259/2009, Prior Environmental Clearance for 10 MW Biomass based power project at village Bakaner, Tehsil Manawar, District Dhar by Shri M. Subramanyan, Director Seshasaila Power & Engineering (P) Ltd.,	LN 468 dt 25/06/12	-----,,-----
7	260/2008, Prior Environmental Clearance for 10 MW Biomass based power plant project at village Garoth, Tehsil Garoth, District Mandasaur, MP by Shri M. Subramanyan, Director Seshasaila Power & Engineering (P) Ltd.	LN 462 dt 25/06/12	-----,,-----
8	261/2008, Prior Environmental Clearance for 10 MW Biomass based power plant project at village Vishrampur, Tehsil Khandwa, District Khandwa, MP by Mrs. Rakhi Mishra, Khandwa, MP	LN 453 dt 25/06/12	-----,,-----
9	296/2008, Prior Environmental Clearance for 12 MW Biomass based power plant project at village Sheopur Kalan, Tehsil Sheopur Kalan, District Sheopur by Mr. K. L. Bansal (CMD), Dee Development Engineers (P) Ltd., Faridabad, Haryana.	LN 456 dt 25/06/12	-----,,-----
10	424/2009, Prior Environmental Clearance for 10 MW Biomass power project at Tehsil Gadarwara, District Narsinghpur by M/s Orient Green Power Co. Ltd., Chennai.	LN 447 dt 25/06/12	-----,,-----

  
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11	487/2009, Prior Environmental Clearance for quartz & feldspar stone in an area of 7.624 ha for production capacity 2.0 T/ A at village Dursada, District Datia by Shri Anil Kumar Dubey, P. O. Dursada, District Datia, MP	LN 532 dt 16/07/12	Validity of TOR has expired on 19/05/12
12	514/2010, Prior Environmental Clearance for quartz & feldspar stone in an area of 7.624 ha for production capacity 2.0 T/ A at village Dursada, District Datia by Shri Anil Kumar Dubey, P. O. Dursada, District Datia, MP	LN 556 dt 19/07/12	Validity of TOR has expired on 19/05/12
13	551/2010, Prior Environmental Clearance for lime stone mine in an area of 5.058 ha at village Bamhouri, Tehsil Raghuraj Nagar, District Satna, by Smt. Manju Singh Legal heir of Late Shri Gopal Saran Singh, Pushpraj Nagar, District Satna-485001	LN 536 dt 16/07/12	Validity of TOR has expired on 23/06/12
14	552/2010, Prior Environmental Clearance for lime stone mine in an area of 9.73 ha for production capacity 4,00,000 at village Bamhouri, Tehsil Raghuraj Nagar, District Satna, by Smt. Manju Singh Legal heir of Late Shri Gopal Saran Singh, Pushpraj Nagar, District Satna-485001	LN 511 dt 16/07/12	Validity of TOR has expired on 23/06/12
15	560/2010, Prior Environmental Clearance for lime stone, lateriate & ochre mine in an area of 21.794 ha for production capacity 50,000 MTPA at village Aber, Tehsil Rampur Baghelan, District Satna, by Shri Rajeev Singh	LN 709 dt 04/08/12	Validity of TOR has expired on 19/07/12
16	562/2010, Prior Environmental Clearance for lateriate, red, yellow ochre mine in an area of 8.75 ha for production capacity 20,000 MTA at village Padarbhat, Tehsil Dheemarkheda, District Katni by Shri Sankalp Agarwal, Civil lines, Katni, MP	LN 708 dt 04/08/12	Validity of TOR has expired on 19/05/12

- ii. Letter should be sent to PP by registered post and concerned agencies for information for summarily closure of these cases. This status should be shown in SEIAA website relating to the status of these cases.

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

  
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Member Secretary

  
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Member

  
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Chairman