

Minutes of the 105th Meeting of SEIAA dated 12.09.2012

The 105th meeting of the State Level Environment Impact Assessment Authority was convened on 12.09.2012 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 Manohar Dubey | Member Secretary |

1. Following cases received from SEAC have been considered and the details of the receipt of the recommendation & record from the office of SEAC is as follows:

S No	Case No.	No. & date of latest SEAC meeting in which case was recommended	Date of receipt of SEAC minutes in SEIAA	Date of receipt of records in SEIAA office
1.	579/2012	98 th meeting dtd 23.07.12	27.08.2012	27.08.2012
2.	721/2012	98 th meeting dtd 23.07.12	27.08.2012	27.08.2012
3.	722/2012	99 th meeting dtd 24.07.12	27.08.2012	27.08.2012

2. In addition to the above cases following were also considered :-

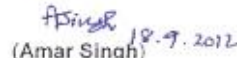
4.	179/2008	Representation from PP regarding EC conditions-
5.	637/2011	Internal examination (SEIAA 103 rd meeting dtd 17.08.2012)
6.	List of pending cases in which additional information received	
7.	List of pending cases including cases related to time line & Cases related to tribal land (section 165 of MP Land Revenue Code, 1959)	

3. **Case No. 679/2012**, Prior Environmental Clearance for Manufacturing of Single Super Phosphate from powder form to granular without changing in production capacity i.e. 1,65,000 MTPA (Change in product form) at Meghnagar Industrial Area "A" , Village – Meghnagar, Tehsil .- Meghnagar, Distt.- Jhabua (M.P.) by Shri Pawan Agarwal, Director M/s Madhyabharat Phosphate (P) Ltd., E-1/50, Arera Colony -Bhopal, Distt. – Bhopal (M.P.) – 462016

- i. The case was discussed in 95th SEIAA meeting dated 04.06.12 it has been recorded that "the case should be sent back to SEAC to submit the ToR. The ToR shall also categorically mention that a separate chapter to be provided in EIA report by the PP, about compliance to environmental clearance conditions and the NOC from the respective State Pollution Control Board, if the PP has been served any notice under section 5 of Environment Protection Act, 1986 or relevant section of Air & Water Acts vide MoEF, GoI office memorandum J-11013/41/2006-IA.II (I) dtd 01.07.2011.
The SEAC should be asked to prepare and issue ToR by 15th July 2012 positively. "
- ii. The case was discussed in depth and it is noted that this is existing unit producing SSP Powder, capacity 1,65,000 MTPA. Prior EC was granted by MoEF, GoI (vide F No. J-11011/534/2008-IA.II (i) dtd 25.08.2008) for manufacturing of 1,65,000 MTPA of single super phosphate at Meghnagar Industrial "A" village Meghnagar, District Jhabua, MP. PP submitted (vide letter dtd 04.05.11) request to MoEF , GoI to change the product mix i.e. Granular SSP from the Powder SSP without changing the production capacity of the unit.
- iii. It is also noted that the case was considered by the MoEF, GoI Expert Appraisal Committee (Industries-2) in its 38th meeting held during 15-16 December 2011. The committee noted that the project proposal falls under category B as per EIA notification and its amendment 2009 and should be appraised at the state level


(Manohar Dubey)
Member Secretary


(M. Hashim)
Member


(Amar Singh)
Chairman

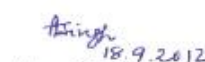
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by the SEIAA/ SEAC, MP, Ministry of Environment and Forest, GoI (vide letter dtd 14.02.2012) forwarded the case to MP, SEIAA

- iv. In the letter dtd 20.10.2011 submitted by PP to MoEF, GoI, PP has mentioned in revised Form-1 the proposal is for change in product mix. Hence, as per Para 2 (iii) EIA Notification of MoEF 14.09.2006, MPSEIAA was of the view that new environmental clearance will be required and SEAC was asked to issue the ToR.
 - v. PP vide letter dtd 03.07.2012 has clarified that the proposal is for change in physical form of SSP from powder to granular form. There is no change in chemical property of SSP and nor there is no increase in production capacity.
 - vi. The case was discussed in 98th SEAC meeting dtd 23.07.2012. It is recorded that *....." the committee is of the opinion that the EC may be modified for production of Granulated Single Super Phosphate (GSSP) to the tune of 1,65,000 MTPA subject to the special conditions suggested by the committee earlier in the referred meeting."*
 - vii. Since proposed case is for only change in the physical form only and there is no change in production capacity it was decided to accept the recommendation of 98th SEAC meeting for change in the product mix (physical form).
 - viii. It was also decided that as the unit is in operation since 2008 past performance should be examined:-
 - a. The SEAC should consider the Compliance of Environmental conditions mentioned in EC issued to PP and send their appraisal (as per MoEF, GoI office memorandum no. J-11013/41/2006-IA.II (I) dtd 01.07.11 and circular no. J-11011/618/2010-IA.II (I) dtd 30.05.12) on this by 15.10.12 to the SEIAA.
 - b. PP should submit by 15.10.12 information regarding notices (if any) served to him under Environment Protection Act 1986 and Air Pollution (Prevention) Act 1981 & Water Pollution (Prevention) Act 1974, after the date of issue of EC on 25.08.08.
4. **Case no. 721/2012**, Prior Environmental Clearance for Commercial Complex Project at Khasra No. 538, 539, 540, 541, 542, 543/2, 547 Bairagarh Chichli Kolar Road, Bhopal (M.P.) Plot area- 35,100 Sq.m., Built – up area - 83,651 Sqmt by Mr. Ashok Kashyap (Sr. General Manager) M/s Khaneja Properties Pvt. Ltd., 56-58, Community Centre, East of Kailash, New Delhi – 110065
- i. The case was discussed in 98th SEAC meeting dtd 23.07.2012. It is recorded that *"After deliberations and submissions made by the PP, the committee has recommended the case for grant of prior EC subjected to the 26 special conditions."*
 - ii. The land ownership documents were examined and it is found that there are total seven Khasras and ownership of these does not depict any legal difficulty.
 - iii. The parking space for 925 ECS as per the Town & Country Planning approval was found satisfactory.
 - iv. The case was discussed in depth and it is noted that the following information have not been submitted:-


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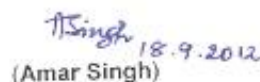

(Amar Singh)
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- a. Total built-up area as mentioned by PP in Form-1 and presentation before SEAC is 83,651 sqm. However, as per Town & Country approval FAR is given as 41,625 sqm. PP should be asked to explain the difference in the total built up area.
 - b. The building permission letter from Nagar Palika Parishad, Kolar dtd 23.09.2010 does not mention the total built up area and other details. Further, the maps approved by Nagar Palika for the building permission have not been submitted.
 - c. As per 98th SEAC meeting minutes the water requirement is 607 KLD of which potable water is 411 KLD. The source of water supply is municipal Authority, Kolar. However, the permission for municipal water supply by Kolar Nagar Palika Parishad is not submitted by PP.
 - d. It was noted that PP has not submitted NOC for fire fighting and distance of nearest firefighting station and road width as per the MoEF, GoI office memorandum (vide no. 21-270/2008IA.III dtd 07.02.12) guidelines for high-rise buildings.
 - e. As per the rule no. 41 of Machya Pradesh Bhumi Vikas Niyam 2012- the information pertaining to width of the main street on which the building abuts and the other street joining to it is not given, the approach to the building and open space of all side, width of the main entrance to the plot to allow easy access to fire engine and exterior access way within the plot free for movement fire service vehicles etc. is not submitted. Similarly details of width main internal road and other roads and open space should also be submitted as provided in rule no. 42 of Bhumi Vikas Niyam, 2012.
 - v. It was decided that PP should submit the above information by 15.11.2012.
 - vi. It has been recorded in the proceeding of 98th meeting of SEAC that PP has accepted before them that preliminary works have been under taken at site. However, no details have been mentioned in it. PP should be asked to give full details of the works already executed before the issue of EC.
5. **Case no. 722/2012**, Prior Environmental Clearance for - VE Commercial Vehicle Ltd. (Bus body plant) at khasra No. 12/2, 15, 51/1/1, 51/1/2, 51/3/1, 51/3/2, 52/1, 52/2, 52/3/1, 47/2, 51/2, 5/1/2 village- Baggad, Tehsil – Dhar, Distt. – Dhar (M.P.) Bus building capacity – 5500 vehicles per annum Total Plot Area – 1,54,588.70 m² proposed Built up Area – 25909.31 m² by M/s VE Commercial Vehicle Ltd. (Bus body plant) 102, Industrial Area No. – 1, Pithampur, Distt. – Dhar (M.P.) – 454775
- i. The case was discussed in 99th SEAC meeting dtd 24.07.2012. It is recorded that ".....After deliberations committee finds that the EMP, DMP, CSR and other submissions made by the PP are satisfactory. The water conservation plans the energy efficiency plans submitted by the PP are acceptable. Hence the project may be granted prior Environmental Clearance, subject to the 9 specific conditions."
 - ii. The case was discussed in depth and it was found that out of total 12 Khasra the ownership of the land for 09 Khasra is in the name of V E Commercial


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Vehicles Ltd. As per the approval of Town & Country Planning and Form-1 latest Khasra Panchsala for Khasra Nos. 47/2, 51/2 & 51/2 has not been submitted and also in the T & CP approval Khasra no. 51/1/1 is mentioned twice. PP should clarify the above and submit the notarized Khasra Panchsala for Khasra Nos. 47/2, 51/2 & 51/2.

- iii. The PP has submitted NOC from Gram Panchyat Baggad, District Dhar. It was decided that PP should submit building permission and approved maps specifying the total area, built up area, no of floors, total height of the building, MOS details, road width etc.
- iv. The issue of water requirement was examined and it was noted that SEAC has recommended that total water requirement should not exceed 60.17 KLD. It was decided that PP should submit permission from Central Ground Water Board for extraction of ground water.
- v. The proposed building being constructed will be used for commercial purpose. Hence full details must be given regarding additional provisions prescribed in rule 41 of M.P. Bhumii Vikas Rules, 2012. Rule 42 contains additional provisions for buildings with height above 12.5 meter. Hence full details of Table No. 4 or 5, which-ever is applicable to PP, should be submitted.
- vi. It was decided that as per recommendation of SEAC 99th meeting dtd 24.07.2012 PP should submit details of corporate environmental responsibility – policy and provisions as per MoEF, Gol office memorandum J-11013/41/2006-IA.II(i) dtd 19.05.2011.
- vii. The PP should submit all above information by 15.11.2012

Representation from PP regarding EC conditions

6. **Case no. 178/2008**, Prior Environmental Clearance for proposed 135 (3 x 45) MW Thermal Power Project at village Niwari, Tehsil Gadawara, Dist. Narsingpur.

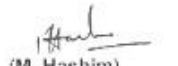
The project is to establish 3 units of thermal power plant. EC for the first unit was issued on 21.04.09 (vide letter no. 25/EPCCO-SEIAA/08) & EC for the second unit was issued on 23.03.11 (vide letter no. 575/EPCCO-SEIAA/11). The EC for the third unit was issued on 03.01.2012 (vide letter no. 890/EPCCO-SEIAA/11). In the EC for the third unit 14 new specific conditions were added. The grounds mentioned in the representation of the PP relating to new specific conditions were considered. Since third unit is an extension of earlier two units and it was decided to withdraw these 14 new specific conditions. Revised EC for third unit should be issued to the PP very soon since it is an ongoing project.

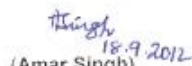
Case related to internal examination (SEIAA 103rd meeting dtd 17.08.2012)

7. **Case No. 637/2011**, Prior Environmental Clearance for 1106 Residential Units, Club, Shopping Arcade, DB City Project at village Mehra, Tehsil & District Gwalior, MP by M/s Bhaskar Housing Development Co. Pvt. Ltd., 1st Floor, Hotel Gwalior Regency, Link Road, Gwalior, MP.

- i. The case was discussed in 103rd SEIAA meeting dtd. 17.08.12 and it has been recorded that " The land ownership record submitted by the PP in Form-1 and before


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SEAC were discussed and it was found that it requires further examination. Hence, it was decided that the record will be examined by the SEIAA office and shall be put up for consideration in the very next meeting."

- ii. It was brought to the notice by the office of SEIAA attending the meeting the PP has submitted Khasra Panchsala for only 18 Khasras out of 50 and the building permission submitted vide letter 22.04.10 does not include the maps approved by Nagar Palika Gwalior. It was decided that PP should submit by 15.11.2012 the building permission maps approved by Nagar Palika, Gwalior and the latest notarized copy of Khasra Panchsala for all the Khasras included in the project area.
8. List of pending cases in which additional information received
- &
9. List of pending cases including cases related to time line & Cases related to tribal land (section 165 of MP Land Revenue Code, 1959)

The Authority perused the list and decided to ^{consider} ~~considered~~ the cases related to section 165 of MP Land Revenue Code, 1959 in the next meeting on 14.09.2012. The Officers of SEIAA were asked to prepare information for the meeting relating to the earlier considered cases where additional information have since been received from the PPs.

Meeting ended with a vote of thanks to the Chair.


(Manohar Dubey)
Member Secretary


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(M. Hashim)
Member


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