

Minutes of the 149th Meeting of SEIAA dated 26.09.2013

The 149th meeting of the State Level Environment Impact Assessment Authority was convened on 26.09.2013 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 Sharad Kumar Jain | Member Secretary (I/C) |

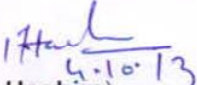
Following cases received from SEAC have been considered and the details of the receipt of the recommendations & record from the office of SEAC is as follows:

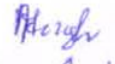
S No	Case No.	No. & date of latest SEAC meeting in which case was recommended	Date of receipt of SEAC minutes in SEIAA	Date of receipt of records in SEIAA office
1.	638/2011	136 th SEAC meeting dtd 23.07.2013	31.08.2013	07.09.2013
2.	839/2012	136 th SEAC meeting dtd 23.07.2013	31.08.2013	07.09.2013
3.	942/2012	136 th SEAC meeting dtd 23.07.2013	31.08.2013	07.09.2013
4.	1625/2013	136 th SEAC meeting dtd 23.07.2013	31.08.2013	07.09.2013
5.	1682/2013	136 th SEAC meeting dtd 23.07.2013	31.08.2013	07.09.2013
6.	229/2008	137 th SEAC meeting dtd 24.07.2013	31.08.2013	07.09.2013
7.	972/2012	137 th SEAC meeting dtd 24.07.2013	31.08.2013	07.09.2013

- (1) **Case No. 638/2011** Prior Environmental Clearance for Proposed Production of Synthetic Drug – Metformin (4800 TPA) HCL (Active Pharmaceutical Ingredients - API) and expansion of formulation of tablets from 60 crores tablets per annum to 360 crores tablets per annum, in the existing plant premises area 19.84 ha at Plot No. 1, Pharma Zone, SEZ Phase II, AKVN Industrial Area Pithampur, Distt. Dhar - MP by IPCA Laboratories Ltd., through G.M.-Operations Mr. Praveen Nalwaya IPCA Laboratoties Ltd.1,Pharma Zone, SEZ Phase II,Pithampur Distt Dhar-454775.

- (i) It is a case of expansion of bulk drug manufacturing unit at 1, Pharma Zone, SEZ Phase II, AKVN Industrial Area, Pithampur, Distt. Dhar, MP. The existing production capacity of the Tablets is 60 crores/annum. PP has proposed production of Metformin (4800 TPA) HCL (Active Pharmaceutical Ingredients-API) and expansion in production capacity of tablets from 60 crores tablets per annum to 360 crores tablets per annum. The existing plot area is 19.84 ha No additional land is required for the proposed expansion project.
- (ii) The bulk drug and intermediates excluding formulation units are listed at S. No. 5(f), category B of the Schedule of EIA Notification issued by the Ministry of Environment & Forests vide S.O.1533(E), dtd. September 14, 2006. hence are required to obtain prior EC.
- (iii) The total land area of the project is 19.84 ha PP has submitted lease deed (dtd 31.03.05) for 99 years (31.03.05 to 30.04.2104) with MP Adyogik Kendriya Vikas Nigam, Indore.
- (iv) As per the compliance of ToR reply included in EIA report (p no. xxii) there is no National Park, sanctuary, migratory corridors of the wild animals within 10 km.
- (v) PP vide letter dtd 17.06.2013 has submitted that PP has applied to AKVN (vide letter dtd 02.05.11) for enhancment of production capacity.


(Sharad Kumar Jain)
 Member Secretary (I/C)


(M. Hashim)
 Member


(Amar Singh)
 Chairman

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- (vi) The case was discussed in SEAC meetings 81st dtd.12.10.11, 108th dtd.05.11.12, 110th dtd. 04.12.12, 116th dtd.15.01.13 & 136th dtd.23.07.13 and recommended for grant of prior EC subject to 04 special conditions.
- (vii) The case was discussed in depth and it is noted that :-
- A. The proposed case is of expansion. As per the 116th SEAC meeting dtd 15.01.13 it is mentioned that the unit is operating since 2006 and has proposed for an expansion w.r.t products and production capacity, however, exact date is not available in the records.
 - B. Prior to EIA Notification 2006 bulk drug and pharmaceutical were covered under the 1994 notification for environmental clearance. **It is decided that PP should submit :-**
 - (a) The exact date of starting the operation of earlier unit.
 - (b) Whether PP has obtained EC from MoEF, Gol for the earlier project. If, yes as per MoEF, Gol Office Memorandum F. No. J-11011/6/ 618/2010-IA-II(I) dtd 30.05.12 PP should submit a certified report of the status of compliance of the conditions stipulated in the Environmental Clearance for the ongoing / existing operation by the Regional Office of the Ministry of Environment and Forests, Gol in the office of SEIAA. Subsequently office of the SEIAA will send it to the MS, SEAC for consideration by the SEAC and their views should be sent to SEIAA office.
 - (c) The **PP should also intimate to the SEIAA if they have received any notice u/s 5 of Environment (Protection) Act, 1986.**
 - (d) **It is decided that a letter should be sent to MS, MPPCB to submit information regarding notices served to PP under Air Act, Water Act since 01.01.2011.**
- (viii) The proposed unit is located in Industrial area hence as per EIA Notification 2006 para 7 – III Stage (3) public hearing is exempted for notified industrial area. The Commerce, Industries and Employment Deptt. GoMP has issued notification (no. F-11/90/2010/B-11 Bhopal dtd. 17.01.12) related to industrial areas established earlier from time to time. The Pithampur Industrial Area is one of them. There is no ban on the production of Synthetic Drug (Active Pharmaceutical Ingredients - API) and formulation units in this industrial area. Therefore, no public hearing is required as per EIA notification, 2006.
- (ix) It is noted that the present water requirement is 200 KLD. The total water requirement after expansion will be 600 KLD. The details are as follows:

Particulars	Existing water requirement (KLD)	Additional Requirement (KLD)	After expansion total Water requirement(KLD)
Process	90	130	220
Domestic	30	30	60
Cooling	20	80	100
Boiler	40	160	200
Other	20	00	20
Total Water Requirement	200	400	600

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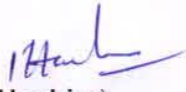
(Amar Singh)
Chairman

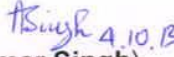
Minutes of the 149th Meeting of SEIAA dated 26.09.2013

The source of water supply is MPAKVN. PP has obtained permission for supply of 200 KLD water. For further requirement of 400 KLD water PP has submitted copy of application (dtd 06.04.12) to AKVN for amendment in water supply quantity and also applied to Regional Officer, CGWA (dtd. 27.09.12) for extraction of ground water. **It is decided that a letter should be written to Managing Director, AKVN, Pithampur, District Dhar to submit information whether the demand of extra 400 KLD by PP is being fulfilled by AKVN or not ?**

- (x) It is noted that total waste water generation is 310 KLD (50 KLD from domestic waste+120 KLD from process waste water+140 KLD from raw water RO & purifier). 50 KLD of domestic waste water will be discharged into AKVN sewage system after treatment in STP (capacity 50 KLD). The process waste water 120 KLD is to be treated in effluent treatment plant (ETP) capacity 140 m³ / day. The treated waste water will be used in plantation and gardening in an area of 7.0 ha (17 acres) and will maintain zero discharge by utilizing entire treated water within the plant premises. The waste water from RO purifier (140 KLD) in the form of reject will be used directly in plantation. For storage of treated waste water during rainy season PP has proposed a gaurd pond at site for storing treated waste water for 15 days **and it is satisfactory.**
 - (xi) It is noted that Hazardous waste will be generated from different stages of the production PP has submitted copy of letter from MPPCB dtd 10.06.10 regarding authorization under Hazardous Waste (Management, Handling and Transboundary Movement) Rules 2008 for a period of five years with effect from 09.04.2010 **and it is satisfactory.**
 - (xii) It is noted that PP has submitted copy of renewal of Air consent and water consent issued by MPPCB vide letter dtd 16.11.2010.
 - (xiii) It is noted that PP has submitted copy of approved On-site emergency plan issued by Govt. Of India Deptt. Commerce and Industries office of the Development Commissioner, Indore, SEZ, Indore vide letter dtd 18.02.10.
 - (xiv) The above information should be submitted by PP latest by **30.11.2013.**
- (2) **Case No. 839/2012** Environmental Clearance for Proposed Sri Aurobindo Institute of Medical Sciences (800 bedded hospital) at Khasra Nos. 14/1/1,14/2,14/1/1,24/1 P(2),8,24/2,25/3,23/2,6/2/2,7/3,23/1P,26/2 Ujjain State Highway, Gram Bhanwarasala, Tehsil Sanwer, Distt. Indore (MP) Total plot area 14.788 ha and total built up area of 1,42,770.16 sqm by M/s Sri Aurobindo Institute of Medical Sciences through Director Dr. Vinod Bhandari, Indore-Ujjain State Highway, Gram Bhanwarasla, Tehsil Sanwer, Distt. Indore (MP)-453111 E-mail help @ saimsonline.com
- (i) The application for prior Environmental Clearance was submitted by PP (dtd 14.08.12 received in SEIAA office on 16.08.12) for expansion of building and


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Minutes of the 149th Meeting of SEIAA dated 26.09.2013

construction of Medical Institute, Gram Bhanwarasala, Tehsil – Sanwer, Distt Indore. The land area details are as follows : -

Existing area T & CP approval 2004	Khasra no. 14/1/2, 14/2, 14/1/1, 15 P, 24/5, 25/3, 24/2, 23/2, 8, 23/1, 6/2/2, 7/3, 1/2, 3/1	14.741 ha
Proposed T & C P approval 2008 (Expansion)	6/2/2/2, 7/3/2, 26/2, 23/1, 24/4/1, 25/2, 24/1/1, 8	4.451 ha
Total		19.192 ha
Total built up area		141229.148 sqm
Expansion in built up area		16481.92 sqm

- (ii) Case was sent to SEAC (vide letter dtd 07.09.12) for appraisals under EIA Notification, 2006.
- (iii) PP vide letter dtd 25.09.12 received in SEIAA office on 25.09.12 submitted a copy of resolution passed in the meeting of Board of Directors regarding construction activities already done by PP. The case was under examination in SEAC. As per direction of MS, SEIAA (vide letter no. 1762 dtd 18.12.12) the resolution was returned to PP. He was directed to stop the construction work with immediate effect till he get EC. A copy of this letter was endorsed to Collector, Indore, Commissioner Nagar Nigam, Member Secretary, SEAC, Member Secretary, MPPCB for information and necessary action.
- (iv) SEAC in its 106th meeting dtd 10.10.12 has recorded that *"It appears a clear cut case of violation of EIA notification. PP has already constructed more than 1,24,747 sqm of built up area between 2004 and 2011 without obtaining any Environmental Clearance from the competent Authority and has now, applied for expansion. As there was no EC, the question of consideration for expansion does not arise. However, the committee decided that ground visit by a subcommittee is necessary to know the facts and status of construction at site. The Committee has earlier decided to visit the site to examine the STP and ETP already installed and operational in the project. It was decided that the same subcommittee may visit this aspect of the project also and submit its report in the next meeting of SEAC so that appropriate decision may be taken in this case....."*
- (v) PP vide letter (dtd 10.01.13) submitted revised application for the proposed project along with the details of building area, built up area and year of construction etc (Annex-C attached in the Form-1).
- (vi) PP has submitted (vide letter dtd 31.01.13) undertaking regarding construction work already done to SEIAA with CC to SEAC. SEIAA office vide letter dtd 20.02.13 forwarded the same to SEAC, as the case was being appraised by SEAC.
- (vii) SEAC in its 119th mtg. dtd. 02.02.13 *".....Project proponent had submitted a revised proposal through SEIAA which reveals that total project area is 14.788 Ha with built-up area of 1, 42,770.16 m². The construction is already in place and the project is operational. Presently, no new construction is proposed in the project. It was reported by the PP that the construction was carried out by the PP in phases between 2004 to 2008 as per the approvals of Town & Country Planning department. It was observed by the committee that the project is already complete and is operating since long. Thus it is a clear case of violation. Accordingly*

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
(M. Hashim)
Member

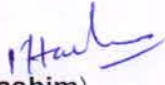
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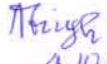
Minutes of the 149th Meeting of SEIAA dated 26.09.2013

the PP has to submit a resolution passed from its Board of Directors on an Affidavit as per the MoEF O.M. No. J-11013/41/2006 dated 16/11/2010 and J-11013/41/2006-IAII(I) dated 12/12/2012. SEIAA may also take appropriate action in the matter as per the provisions of EIA notification and above referred Office memorandum.....". **PP was also asked to submit information regarding additional queries. It is noted that the case file was not sent to SEIAA for further action.**

- (viii) PP (vide letter dtd 22.04.13) submitted reply regarding the queries.
- (ix) PP (vide letter dtd 04.05.13) submitted resolution (dtd 01.04.13) which was forwarded to SEAC vide letter dtd. 30.05.13. As per the resolution dtd 01.04.13 signed by Dr. Vinod Bhandari, Chairman, Sri Aurbindo Institute of Medical Sciences, it is mentioned in Para 2 that ".....the total built up area in our premises got enhanced up to 142770.16 sqm in a phased wise manner starting from 2003 to 2012...." again in Para 4 it is mentioned that ".....the society should have applied and obtained prior EC for any construction of more than 20,000 sqm the same has not been obtained for our project in question which is violation of the provision of EIA Notification and punishable under EP (Act)-1986....".
- (x) It is noted that as per the Annexure –C submitted vide PP letter dtd 10.01.13 received in SEIAA office on 10.01.13 along with revised application, the details of built up area with year wise construction have been given. As per the table (Annexure-C) the total constructed area up to year 2005-06 is to the tune of 50% and the rest has been constructed between 2006-07 to 2011-12. After examining the facts in depth the Authority is of the view that even after the EIA Notification 2006 the construction activities were going on for 6 years, PP has constructed 100% (till 2012) of the total built up area which is serious violation of the EIA Notification, 2006 hence **it is decided that :-**
 - (a). **The case is rejected outrightly for grant of prior EC as per Para 7 of the Memorandum No. J-11013/41/2006-IA.II (I) dtd 12.12.12 issued by the Ministry of Environment & Forests, Gol.**
 - (b). A letter should be sent to Principal Secretary, GoMP, Housing and Environment giving the details of PP and violation done by him, copy of resolution submitted by PP to take action as per Office memorandum of MoEF, Gol J-11013/41/2006 IA II (I)dt. 12.12.2012 (Para 2) "to initiate credible action on the violation by invoking powers under section 19 of the Environment (Protection) Act, 1986 for taking necessary legal action under section 15 of the Act for the period for which the violation has taken place and evidence provided to MoEF of the credible action taken." **The details of legal action taken by the Principal Secretary H&EN GoMP should be made available to the Authority by 30.11. 2013.**
 - (c). The details of project proponent, a copy of commitment and Resolution (submitted by PP vide letter dtd. 04.05.13 received in SEIAA office on 04.05.13) passed in the meeting of the Board of Directors (dtd 01.04.13) of M/s Sri Aurbindo Institute of Medical Sciences through Director Dr. Vinod Bhandari, Indore should be put on the website of MPSEIAA for information of all stake holders.


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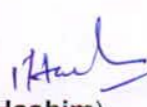

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4.10.13
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Minutes of the 149th Meeting of SEIAA dated 26.09.2013

- (d). A letter should be sent to MoEF, Gol giving the details of PP stating that 100% construction has been done by PP and seek clarification / direction in this particular case so as to what further action be taken as per section 5 of Environment (Protection) Act, 1986 as in MoEF, Gol Office Memorandum No. J-11013/41/2006-IA.II (I) 12.12.12 no clear instructions are given for cases who have completed 100% construction before applying for prior EC.
- (e). A letter should be written to PP and all concerned informing the above decision.
- (3) **Case No. 942/2012** Prior Environmental Clearance for Proposed Residential Project at Khasra No. 50/1, 50/2, 51/4, 51/5, 51/3, 52/1, 52/3, Mouja – Gauri Ghat, Tehsil & District Jabalpur (MP) Total Land Area 13.442 Acres, Total Area Under Development 8.21 Acres (33260 Sqm) Total Built Up Area 47801.83 sqm for Multi unit development + 1084.07 Sq. mt. Plotted area by Shrimal Builders Private Limited through Director Shri Subodh Dubey, 2nd Floor, Badsha Plaza, Right Town, Jabalpur, (M.P.) 482002
- (i) The proposed project is of residential building and construction project at Khasra No. 50/1, 50/2, 51/4, 51/5, 51/3, 52/1, 52/3, Gauri Ghat, Tehsil & Distt. Jabalpur (MP) The Proponent is Shri Subodh Dubey, Director Shrimal Builders Private Limited, 2nd Floor, Badsha Plaza, Right Town, Jabalpur, (M.P.)
- (ii) As per the T & CP Jabalpur (vide letter 1992 dtd.20.07.12) the total land area is 33260 Sq.mt. (3.326 ha) at Mouja – Gauri Ghat, Tehsil & Distt. – Jabalpur (M.P.) The total built up area proposed by PP is 47801.83 Sq. m (Form-1). The project comes under 8 (a) category (B) of schedule of EIA Notification, 2006 because total construction is between 20,000 sq mt. & 1,50,000 Sq. m and plot area is less than 50 ha.
- (iii) The case was discussed in SEAC meetings 116th dtd 15.01.2013, 136th dtd 23.07.13 and recommended the project for grant of prior EC subject to 03 special conditions.
- (iv) As per 116th SEAC meeting dtd 15.01.2013 proposed built-up area 47801.83 sqm is for Multi unit development & 1084.07 sq. m. for plotted development. It is noted that as per SEAC recommendations (136th meeting dtd 23.07.13) PP has submitted affidavit (16.07.13) that the piece of land admeasuring about 15000 sq. m. shall be used as play area and green cover and it shall not be diverted for other purposes.
- (v) It is noted that out of 07 Khasra mentioned in T & CP permission Khasra Panchsala for only 02 Kharas for the year 2011-12 has been submitted by PP. Latest Khasra Panchsala are not submitted by PP. **It is decided that PP should submit latest Khasra Panchsala for all the Khasras included in the project.**


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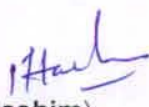

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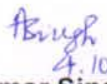

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Minutes of the 149th Meeting of SEIAA dated 26.09.2013

- (vi) The total water requirement is 429 m³ / day and fresh water requirement is 286 m³ / day (116th SEAC meeting dtd 15.01.13). The source of water supply is Jabalpur Municipal Corporation. PP has obtained NOC (dtd. 30.03.13) from urban water supply & Environment Improvement in Madhya Pradesh PIU Nagar Nigam Jabalpur for supply of 429 KLD water **and it is satisfactory.**
- (vii) The total waste water generation is 385 m³ / day. PP has provided sewage treatment plant of 400 KLD. PP has obtained letter (dtd.14.06.13) from Project Manager, JNNURM Nagar Nigam, Jabalpur for disposal of extra treated water. In the letter it is mentioned that, presently there is no sewer system in project area. However, when the proposed sewerage system is laid consent for disposal of treated waste water can be given. It has noted that PP has not submitted details of treated waste water generation, its final disposal and water balance. **It is decided that PP should submit details of treated waste water generation, water balance and final disposal of extra treated waste water. PP should also submit firm NOC from Nagar Nigam, Jabalpur for disposal of treated waste water.**
- (viii) The maximum height of the building is 18 m. PP has provided ROW 12 m, Front MOS 7.5 and side / rear MOS 6.0. **It is decided that PP should provide the road width and MOS as per the requirements of MPBVR 2012 rule no. 42 and other provisions as applicable for buildings upto 18 m height.**
- (ix) Approximately 1749 kg/day of Municipal Solid waste shall be generated this will be collected separately in bins of biodegradable waste & non biodegradable waste. PP has not submitted NOC from Nagar Nigam regarding MSW disposal. **It is decided that the disposal of MSW should be integrated with Nagar Nigam, Jabalpur and PP should submit clear NOC from Nagar Nigam regarding disposal of MSW.**
- (x) PP has provided firefighting measures as per National building code but not submitted NOC from concerned departments. **It is decided that PP should submit the NOC for firefighting from the Nagar Nigam, Jabalpur / UADD, Bhopal.**
- (xi) PP has provided car parking for 482 cars. **It is decided that PP should provide parking space as per MPBVR 2012 rule 84 Appendix I.1 clause 1 (3).**
- (xii) The above information should be submitted by PP latest by **30.11.13. The case will be considered after submission of all the above information by PP.**
- (4) **Case No. 1625/2013** Prior Environmental Clearance for proposed Residential Project "Sagar Land Mark" at Khasra No.91/2, 112/1/2, 113/2, 114/2, 116/2, 124/ 2/1, 125 (KH), 124/2/3, 125 (KH), Village – Damkheda, Tehsil – Huzur, Distt. – Bhopal (M.P.) Total Land Area – 15840 Sq.mt. (1.584 Ha) Total Built up Area – 31617.51


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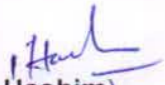

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Minutes of the 149th Meeting of SEIAA dated 26.09.2013

Sq.mt. by M/s Agrawal Construction through Partner Shri Sanjeev Agarwal, Sagar Plaza – 250, Zone – II, M.P. Nagar, Bhopal (M.P.) 462011

- (i) The proposed project is of construction of high-rise residential building and shops project at Village Damkheda, Tehsil Huzur, Distt. Bhopal (MP). The Proponent is M/s Agrawal Construction through Partner Shri Sanjeev Agarwal, Sagar Plaza – 250, Zone – II, M.P. Nagar, Bhopal (MP)
- (ii) As per the T & CP Bhopal (vide letter 541 dtd.21.03.13) the total land area is 1.584 Ha (15840 Sq.mt.) at Village Damkheda, Tehsil Huzur, Distt. Bhopal, (MP). The total built up area proposed by PP is 31680 Sq.mt. (Form-1) 31617.51 Sq.mt (revised concept plan). The project comes under 8 (a) category (B) of schedule of EIA Notification, 2006 because total construction is between 20,000 sqmt. & 1,50,000 sqmt. and plot area is less than 50 ha.
- (iii) The case was discussed in SEAC meetings 132 dtd 14.05.2013, 136th dtd 23.07.13 and recommended the project for grant of prior EC subject to 04 special conditions
- (iv) PP has submitted notarized copy of sale deed, partnership deed, T & CP approval, land diversion documents and Khasra Panchsala for the year 2012-13 according to which the proposed project land (1.584 ha) is in the name of M/s Agrawal Construction through Partner Shri Sanjeev Agarwal.
- (v) The total water requirement is 357 KLD and fresh water requirement is 203 KLD. The total recycled water 154 KLD. The source of water supply is Bhopal Municipal Corporation. PP has submitted notarized copy of NOC dtd 21.07.13 from Nagar Nigam, Bhopal for bulk connection as per standard rules. **It is decided that PP should submit a firm commitment from Nagar Nigam, Bhopal for supply of 203 KLD fresh water.**
- (vi) The total waste water generation is 276.3 KLD. PP has provided sewage treatment plant of 280 KLD. The total treated waste water is 252 KLD, out of this 154 KLD will be recycled (103.8 KLD for flushing and 50 KLD for landscaping) while remaining extra treated waste water is 98 KLD which is proposed to be drained into nearest municipal sewer line. PP vide letter dtd 17.09.13 has submitted a notarized copy of letter dtd 16.09.13 from Health Officer Nagar Nigam, Bhopal for disposal of extra treated waste water. In the letter it is mentioned that *"underground sewage system and sewage disposal must be done through S. T. P. at your own cost for having environmental clearance for the proposed upcoming housing project and for extra treated water, outlet should be adopted underground in sewer line at your own cost."* **It is decided that the disposal of extra treated waste water (98 KLD) extra should be linked with Municipal sewer line and PP should submit a firm commitment from Nagar Nigam, Bhopal for disposal of 98 KLD of treated waste water in their municipal sewer line.**


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- (vii) Approximately 1.0 TPD of Municipal Solid waste shall be generated this will be managed by bins of three colors with green bin for biodegradable waste, white for recyclable waste and black for other type of waste. PP has submitted NOC from BMC (letter no. 80 dtd.06.04.13) for disposal of solid waste in which it is mentioned that door to door segregated collection and covered transportation to trenching ground should be done at PP's cost and Solid Waste Management Handling Rules 2000 should be adopted. **It is decided that the disposal of MSW should be integrated with Bhopal Municipal Corporation and PP should submit clear NOC from Nagar Nigam, Bhopal for disposal of MSW in their trenching ground / landfill site.**
- (viii) The maximum height of the building is 30 m. As per MPBVR 2012 rule no. 42 table 1 the requirement of road width is 24 m & above, front MOS is 12 m and side / rear MOS 7.50 m for buildings height up to 30 m. **It is decided that the PP should provide road width and MOS as per the provision of MPBVR 2012 rule no. 42 Table 1.**
- (ix) PP has submitted fire fighting provisional NOC issued from Nagar Nigam Bhopal (vide let. dtd. 09.04.13) and it **is satisfactory.**
- (x) PP has provided 471 ECS (443 residential and 28 commercial). **It is decided that PP should provide parking space** as per Rule no. 84 Table 1.3 of MPBVR 2012.
- (xi) The above informations should be submitted by PP latest by **30.11.13. The case will be considered after submission of all the above information by PP.**
- (5) **Case No. 1682/2013** Prior Environmental Clearance for proposed Educational Project" Amity University, Gwalior" Promoted by Ritnand Balved Education Foundation (RBEF), New Delhi at Survey No. 31,38 to 46,48 to 51, Village – Maharajpura, Tehsil & Distt. – Gwalior, Total Plot Area = 4,14,840.00 m² (41.484 ha / 102.509 Acres) Total Built up Area 63,929.46 m² by Ritnand Balved Education Foundation through Brig. G.D. Sharma (Sr. Director Projects) Ritnand Balved Education Foundation (RBEF) E-27, Defense Colony, New Delhi - 110024
- (i) The application was submitted by PP in SEIAA office on 10.04.2013 and land ownership documents vide letter 30.05.13 received in SEIAA office on 03.06.13.
- (ii) The case was registered and forwarded to SEAC for appraisal on 12.06.2013.
- (iii) The total land area is 4,14,840.00 m² (41.484 ha / 102.509 Acres) at Village – Maharajpura, Tehsil & Distt. – Gwalior. The total built up area proposed by PP is 63,929.46 m² (Form-1). The project comes under 8 (a) category (B) of schedule of EIA Notification, 2006 because total construction is between 20,000 sq mt. & 1,50,000 Sq. m and plot area is less than 50 ha.
- (iv) It is noted that as per the covering letter (dtd 10.04.13) of application it is mentioned that ".....activity relating to the project has been under taken at the site..."


(Sharad Kumar Jain)
Member Secretary (I/C)

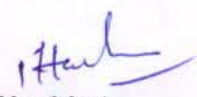
(M. Hashim)
Member


(Amar Singh)
Chairman

Further in the legal document dtd 04.04.13 signed by Brig. G.D. Sharma (Sr. Director Projects) Ritnand Balved Education Foundation (RBEF) it is mentioned that "...That activity relating to this project has been under taken in violation of the provision of EIA Notification..."

- (v) The case was discussed in 136th SEAC meeting dtd 23.07.2013 and as per committee decision "It was informed by the project proponent that the construction activity has already been started without obtaining prior EC and has reached to substantial levels. Thus, this is a clear case of violation of EIA Notification. Committee decided to return the case to SEIAA for taking necessary credible action and if need be, issue of directions for immediate suspension of construction at existing level, in light of the MoEF O.M. no J-110131/41/2006 – IA- II (I) dated 12/12/2012 and dated 27/06/2013."
- (vi) The case was examined in depth and it is noted that anywhere in the minutes in the SEAC or the letter / application (dtd. 10.04.13) submitted by the PP the details construction activities undertaken, present status of the construction activity, the quantum of construction already done is not mentioned clearly. **It is decided that :-**
- (a) As per Gol, MoEF office memorandum dtd 12.12.12 and 27.06.13 PP should submit the details of date of starting the construction work, total built up area that has been constructed, present status of the construction activity whether it is still going on or stopped / completed and why the construction activities have been undertaken without taking prior Environmental Clearance under EIA Notification, 2006. **PP should stop the construction activities with immediate effect and no further construction should be done until Environmental Clearance is granted under EIA Notification 2006.** PP should submit the resolution duly passed by the Board of Directors as per Gol, MoEF office memorandum dtd 12.12.12 regarding violation of EIA Notification 2006.
- After receipt of above informations from PP it shall be decided by the SEIAA if the violation is serious? Further, decision on the application to seek Environmental Clearance will be taken accordingly.
- (b) After receipt of above information from PP these will be examined by SEIAA. After examination with full details letter shall be sent to the Principal Secretary, Housing & Environment Deptt. GoMP to initiate credible action under section 15 of Environment (Protection) Act, 1986 by filing criminal complaint in the competent court.
- (vii) The above information should be submitted by PP latest by **30.11.13. The case will be considered after submission of all the above information.**
- (6) **Case No. – 229/2008** Prior Environmental Clearance for proposed Residential Township Project of M/s Twenty First Century Developers Pvt. Ltd. at Village Bijalpur, Tehsil & District Indore (MP) Total Land Area – 360120 sqm (349516 sqm-effective plot area) Total Built up Area – 305920.76 Sq.mt. by M/s Twenty First


(Sharad Kumar Jain)
Member Secretary (I/C)



(M. Hashim)
Member



4.10.13
(Amar Singh)
Chairman


Minutes of the 149th Meeting of SEIAA dated 26.09.2013

Century Developers Pvt. Ltd. through Owner Shri Sanjay Vyas, 6th Floor Treasure Island, 11 South Tukoganj, M.G. road, Indore (MP) 452012

- (i) The proposed project is of construction of township, area development convenient shops at Village Bijalpur, Tehsil & Distt. Indore (MP). The Proponent is by M/s Twenty First Century Developers Pvt. Ltd. through Owner Shri Sanjay Vyas.
- (ii) As per the T & CP, Indore (vide letter 2616 dtd 12.05.08) total land area is 66.653 ha at Village Bijalpur, Tehsil & Distt. – Indore (MP). It is noted that earlier PP has proposed to developed this township in an area of 66.44 ha with built up area 5,80,000 sqm and later on (revised Form-1) the planning area has been reduced to 360120 sqm (effective plot area 349516 sqm). The total built up area proposed by PP is 305920.756 sqm. The project comes under 8 (b) category (B) of schedule of EIA Notification 2006 because total built up area is more than 1,50,000 sqm.
- (iii) The case was examined in depth and it is noted that :-
 - (a). The application was submitted by PP vide letter dtd 20.10.08 received in SEIAA office on 21.08.10.
 - (b). The case was sent to SEAC vide letter dtd 193 dtd 23.10.08 for appraisal under EIA Notification 2006.
 - (c). The case was discussed in SEAC meetings 16th dtd 15.08.11, 39th dtd. 24.10.09, 63rd dtd. 03.08.10, 84th dtd. 09.11.11, 96th dtd. 13.06.12, 103rd dtd. 12.09.12, 109th dtd 06.11.12 & 137th dtd.24.07.13 and recommended the project for grant prior EC subject to 5 special conditions in SEAC 137th meeting dtd 24.07.2013.
 - (d). As per 96th SEAC dtd 13.06.12 Committee decided for site visit. Site was visited by SEAC members.
 - (e). As per the minutes of 103rd SEAC meeting dtd 12.09.12 it is recorded that *"It is observed on site that the building and infra-structure construction was going on a large area (exceeding 20,000 sqm) and substantial number of plots have already been sold by the Project Proponent without obtaining the Environmental Clearance. It requires an explanation and submission of factual statement from PP before issue of TOR. The same shall be included in EIA also. Letter in this context may be written to the PP...."*
 - (f). As per the minutes of 109th SEAC meeting dtd 06.11.12 it is recorded that *"It is observed on site that the building and infra-structure construction was going on a large area (exceeding 20,000 sqm) and substantial number of plots have already been sold by the Project Proponent without obtaining the Environmental Clearance. It requires an explanation and submission of factual statement. The statement may be included in EIA...."*
- (iv) The Authority is of the view that it is undisputed that PP has already started construction work without obtaining prior EC under EIA Notification 2006, hence appears to be a case of violation. **It is decided that :-**



(Sharad Kumar Jain)
Member Secretary (I/C)

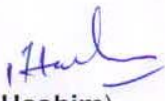

(M. Hashim)
Member



(Amar Singh)
Chairman

Minutes of the 149th Meeting of SEIAA dated 26.09.2013

- (a). As per Gol, MoEF office memorandum dtd 12.12.12 and 27.06.13 PP should submit the details of date of starting the construction work, total built up area that has been constructed, number and area of plots sold, the present status of the construction activity whether it is still going on or stopped / completed and why the construction activities have been undertaken without taking prior Environmental Clearance under EIA Notification, 2006? **PP should stop the construction activities with immediate effect and no further construction should be done until Environmental Clearance is granted under EIA Notification 2006.** PP should submit the resolution duly passed by the Board of Directors as per Gol, MoEF office memorandum dtd 12.12.12 regarding violation of EIA Notification 2006.
- (b). After the receipt of above informations it shall be considered by SEIAA. SEIAA shall decide further action on the application of EC.
- (c). After the consideration SEIAA will decide to send formal proposal to the Principal Secretary, Housing & Environment Deptt. Govt. of MP to file complaint u/s 19 of the Environment (Protection) Act in the competent court so that criminal case is initiated u/s 15 of the same Act.
- (v) PP should submit above information by 30.11.2013 in the office of the SEIAA.
- (vi) SEAC have not suitably scrutinized the issue of violation in this case and have not obtained exact informations from the PP on this issue. A letter should be written to SEAC to clarify why the case was not examined as violation of EIA Notification, 2006.
- (7) **Case No. – 972/2012** Prior Environmental Clearance for Proposed project of "Single Super Phosphate" production capacity 600 MT/day (2,00,000 MT/year) which will be partially converted into granulated SSP, total land area 8.9 ha at Khasra no. 91/3, 91/7, 93/2 Village – Nihali, Tehsil – Rajpur District Barwani (M.P.) by M/s Narmada Bio-fuels Pvt. Ltd. through M.S. Bhatia CEO and Owner 16/1, Shakti Appts, Old Palasia, Indore (M.P) - 452008
- (i) This a case of manufacturing of SSP which will be partially converted to GSSP production capacity 600 MT/day (2,00,000 MT/year) (Form – I). The unit is proposed in the area 8.9 ha at Khasra No. 91/3, 91/7, 93/2, Village Nihali, Tehsil Rajpur, Distt. Barwani (MP). The proponent is M/s Narmada Bio-fuels Pvt. Ltd. through M.S. Bhatia CEO and Owner.
- (ii) The chemical fertilizers manufacturing units are listed at S. No. 5(a), category B of the Schedule of EIA Notification issued by the Ministry of Environment & Forests vide S.O.1533(E), dtd. September 14, 2006 and its amendment dtd 01.12.2009, hence are required to obtain prior EC.
- (iii) The nearest interstate boundary of Maharashtra state is 44 km from the site. (EE PWD, Barwani letter dtd 21.11.12). There is no national park and


(Sharad Kumar Jain)
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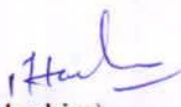
Minutes of the 149th Meeting of SEIAA dated 26.09.2013


sanctuary within 10 km (DFO, Barwani letter 21.11.12). Hence general conditions are not attracted.

- (iv) The case was discussed in 137th SEAC dtd.24.07.13 recommended for grant of prior EC subject to 05 special conditions.
- (v) The case was examined in depth and it is noted that :-
 - (a) The total land area of the project is 8.9 ha. PP has submitted Khasra Panchsala (2011-12), sale deed and land diversion. **It is decided that PP should submit notarized copy of latest Khasra Panchsala for all the Khasras included in the project.**
 - (b) PP has submitted NOC dtd 09.06.13 from Gram Panchayat Agalgaon.
 - (c) The fresh water requirement is 160 KLD (process 100 KLD Ventury Scrubber + 20 KLD, domestic 20 KLD and 20 KLD Gardening). The process is zero discharge. The domestic treated waste water 17.5 KLD will be recycled for gardening and it **is satisfactory.**
 - (d) The source of water supply is ground water (bore wells). PP has applied to Regional Officer, CGWA ((dtd. 15.02.13)) for extraction of ground water. **It is decided that PP should submit firm commitment from CGWA for extraction of 160 KLD of ground water.**
 - (e) Waste water generation from domestic use is 17.5 KLD for which STP will be provided and treated waste water is proposed to be used in gardening. The process is zero discharge. The waste water from process is proposed to be recycled and used in acid dilution. Thus the effluent generation is zero **and it is satisfactory.**
 - (f) Hazardous Waste will be generated in the from of discarded bags, containers and used oil. Lime treatment to acidic wet scrubber sludge. Disposal of discarded drums/ containers to authorized vendors/re-cyclers, reuse of used oil in lubrication etc **and it is satisfactory.**
 - (g) Public hearing conducted on 17.05.2013 under the Chairmanship of Upper Collector, Barwani at Village Nihali, Tehsil Rajpur, Distt Barwani (MP). No adverse comments are **recorded and it is satisfactory.**
- (vi) The above information should be submitted latest by **30.11.13. The case will be considered after submission of all the above information by the PP.**

The meeting ended with vote of thanks to the chair.


(Sharad Kumar Jain)
Member Secretary (I/C)


(M. Hashim)
Member


(Amar Singh)
Chairman