

Minutes of the 47th SEIAA Meeting held on 22nd January, 2011

The 47th meeting of the State Level Environment Impact Assessment Authority was convened on 22nd January, 2011 at 11.00 A. M. at the Authority's office in M.P. Pollution Control Building, Paryavaran Parisar, Bhopal chaired by Shri Amar Singh, Chairman SEIAA.

The following members attended the meeting:-

1. Shri M. Hashim, Member
2. Shri Praveen Garg, Member Secretary

(A) Policy Issue

The State Level Environment Impact Assessment Authority (SEIAA) was constituted on 8th January 2008 for a period of three year vide the Govt. of India, Gazette Notification. Due to the resignation of Shri Subroto Banerji, from the post of Chairman w.e.f. 16th August 2010, the Authority was not functional till its reconstitution on 12th November, 2010. The Ministry of Environment and Forests, Govt of India asked to send the proposals received from SEAC, for their consideration, in the absence of SEIAA at State Level. Accordingly total 33 proposals (14 vide letter no 370 dt 24-09-10 and 19 vide letter no. 373 dt 01-10-10) were sent to MoEF.

After the constitution of SEIAA at State Level, the Ministry sent back the 30 proposals (4 vide letter no.19-13/2008/IA-III dt 29-11-10 and 26 vide letter no. J11013/63/2007-IA-II (i) PT dt 14-12-2010 without any action to the Authority. These proposals were received by the Authority on 04-12-2010 (4 cases) and on 01-01-2011 (26 cases).

The provision of the EIA notification of 14th September 2006 para 8 (iii) states that if the Regulatory Authority fails to communicate the final decision to the proponent within 45 days from the date of receipt of the recommendation of SEAC, the applicant may proceed as if the environmental clearance sought for has been granted or denied by the Regulatory Authority in terms of the final recommendation of the State Level Expert Appraisal Committee (SEAC). However para 8 (vi) of the notification states that "Deliberate concealment and/or submission of false or misleading information or data which is material to screening or scoping or appraisal or decision on the application shall make the application liable for rejection, and cancellation of prior environmental clearance granted on that basis. Rejection of an application or cancellation of a prior environmental clearance already granted, on such ground, shall be decided by the regulatory authority, after giving a personal hearing to the applicant, and following the principles of natural justice".

At the same time the Authority realized that SEAC has not given their explanatory note in the minutes while recommending these cases for Prior Environmental clearance. Hence it was unanimously decided by the Authority that all the case received from MoEF should be fully scrutinized before giving a final decision in the matter. Following fifteen cases were discussed in details in today's meeting while the remaining cases shall be discussed in the next SEIAA meeting. It was also decided to write to MoEF regarding sending of three remaining cases.

(Praveen Garg)
Member Secretary

(M. Hashim)
Member

(Amar Singh)
Chairman

(B) Cases received from MoEF for Prior Environmental Clearance

1. Ranjan Grover, Civil Line, Katni M.P., Lime stone and Dolomite mine 19.360 ha. at Village- Ametha Teh- Vijay Raghavgarh, Katni -M.P. **Case no. 57/2008.**

The above case was recommended by SEAC after reconsideration in their 62nd meeting on the issue of submitting the distance of Mining Lease Area from the protected area under Wildlife Protection Act 1972. The DFO, Katni's, letter no 5553 dt 29-07-10 specify the distance to be more than 10 KM.

Hence the Authority accepted the recommendation of SEAC and decided to grant Prior Environmental Clearance to the above case.

2. M/s Sisodia Khanij Udog-Bhatta, Mohalla, Katni M.P., Limestone & Dolomite mine 11.02 ha. Katni -M.P. **Case no 62/2008.**

The above case was recommended by SEAC after reconsideration in their 63rd meeting on the issue of submitting the distance of Mining Lease Area from the protected area under Wildlife Protection Act 1972. The Chief Conservator, Katni's, letter no 5519 dt 29-07-10 specify the distance to be more than 10 KM.

Hence the Authority accepted the recommendation of SEAC and decided to grant Prior Environmental Clearance to the above case.

3. M/s Virendra Singh & Sons Satyandra, Bhawan, Bhatta Mohalla Katni M.P., Limestone & dolomite mine 17.44 village-Bhatgaon, Katni -M.P. **Case no 75/2008**

The above case was recommended by SEAC after reconsideration in their 63rd meeting on the issue of submitting the distance of Mining Lease Area from the protected area under Wildlife Protection Act 1972. The DFO, Katni's letter no 5516 dt 29-07-10 specify the distance to be more than 10 KM.

Hence the Authority accepted the recommendation of SEAC and decided to grant Prior Environmental Clearance to the above case.

4. Gopal Enterprises, 4-Old Palasia, A-B Road, Indore M.P., Stone Gitti mine (quarry) 7.5 ha. at Bicholi Mardana, Indore- M.P. **Case no. 106/2008**

The above case was recommended by SEAC after reconsideration in their 61st meeting on the issue of submitting the distance of Mining Lease Area from the Forest Boundary. The DFO, Indore's letter no 4340 dt 22-03-10 gives the exact distance which is more than 250 m.

Hence the Authority accepted the recommendation of SEAC and decided to grant Prior Environmental Clearance to the above case.

(Praveen Garg)
Member Secretary

(M. Hashim)
Member

(Amar Singh)
Chairman

5. Commissioner Municipal Corporation, Jabalpur M.P., Sanitary landfill site at Kathonda, Jabalpur M.P. **Case no 108/2008**

The above case was considered by the Authority in its 43rd meeting and decided that "After the constitution of SEIAA on 12th November 2010 this case was sent back to SEIAA for consideration by MoEF and was received on 04/12/2010. As per the provisions of EIA notification the SEIAA has to take a final decision and communicate to the proponent accordingly within 45 days from the date of receipt of recommendations from SEAC. As the prescribed period is over, it was decided to get a clarification from MoEF in light of the provision of EIA notification dated 14-09-2006 of Ministry of Environment and Forests".

The matter was again discussed as per the decision taken in the Policy Issues in today's meeting. The SEAC has recommended the above case with certain conditions.

The Authority accepted the recommendation of SEAC and decided to grant Prior Environmental Clearance on the condition recommended by SEAC.

6. Western coalfields Ltd, Coal estate, Civil Lines, Nagpur, Harrado under ground coal mines 27-45 ha. at Teh- Junerdeo, Chhindwara M.P. **Case no 119/2008**

Some preliminary discussions took place. It was decided to place it in the next meeting for further consideration and decision.

7. Pluton Cements Pvt Ltd, 138, Sneh Nagar, Indore M.P., Limestone mining 10.70 ha. Khasra No.136 at Vill- Acharkunda, Teh-. Gandhwani, Distt.Dhar M.P. **Case no 121/2008**

The above case was recommended by SEAC after reconsideration in their 62nd meeting on the issue of submitting the original/attested copy of the DFO's letter. A copy of DFO's letter no 6017 dt 10-08-10 has been submitted by the proponent.

Hence the Authority accepted the recommendation of SEAC and decided to grant Prior Environmental Clearance to the above case.

8. M/s Chhindwara mines Pvt Ltd, 11/1, Sarvepriy Vihar, New Delhi, Manganese Ore mine 8.776 ha. Vill-Gowani-Wadona Case no **Case no. 127/2008**

The above case was recommended by SEAC after reconsideration in their 63rd meeting on the issue of submitting the distance of Mining Lease Area from the interstate boundary. Same has been submitted by the proponent vide Dy.Director, Mining, Chhindwara's letter no. 6268 dt 27-07-10 specifying the distance to be more than 10 K M.

Hence the Authority accepted the recommendations of SEAC and decided to grant Prior Environmental Clearance to the above project.

(Praveen Garg)
Member Secretary

(M. Hashim)
Member

(Amar Singh)
Chairman

9. Shri Ashwin Purendrasingh Chandel, 15, Sardar Patel Marg, Alirajpur, Jhabua M.P., Behadawa Dolomite mine 8.34 ha, 4000 TPA at Vill- Behadawa, Teh- Alirajpur, Distt-Jhabua M.P. **Case no 131/2008**

The above case was recommended by SEAC after reconsideration in their 63rd meeting on the issue of distance of Mining Lease Area from the protected areas under Wildlife Protection Act, 1972. The DFO, Alirajpur's letter no 3586 dt 18-08-10 specify the distance to be more than 10 K.M. Hence it is acceptable to the Authority.

Since the proposed project is located in Jhabua District, which is a border district, the Authority decided to ask the Distt.Collector to specify the distance of Mining Lease Area from the interstate boudnary by 15th March, 2011.

10. M/s Laxminarayan mining Co., Shri Shantilal Balmukund, Somani-241, Pratappur marg, Alirajpur, Jhabua M.P. Dolomiite mine 8.093 ha. 4000 TPA at Vill-Panwani, Teh- Alirajpur, Distt-Jhabua- M.P. **Case no 136/2008**

The above case was recommended by SEAC after reconsideration in their 63rd meeting on the protected areas under Wildlife Protection Act, 1972. The DFO, Alirajpur's letter no 3227 dt 06-08-10 specify the distance to be more than 10 K.M. Hence it is acceptable to the Authority.

Since the proposed project is located in Jhabua District, which is a border district, the Authority decided to ask the Distt.Collector to specify the distance of Mining Lease Area from the interstate boudnary by 15th March, 2011.

11. M/s Rajkumar N.Tirpude, Civil line, Nagpur, Maharashtra, Dolomite mine 5.0 hact. Vill-Malegaon, Teh: Souncer, Chhindwara M.P. Case no 152/2008

The above case was recommended by SEAC after reconsideration in their 63rd meeting on the issue of distance of Mining Lease Area from the forest boundary and from the interstate boundary. SEAC in their minutes only mentioned that Proponent has submitted satisfactory reply to the raised queries, but no documentary evidence is available in the file.

Hence it was decided to write to the Distt.Collector, Chhindwara asking him the distance of mining lease area from the interstate boundary. The DFO Chhindwara, should also be asked about the distance of Mining Lease Area from the forest boundary up to 15th March, 2011.

(Praveen Garg)
Member Secretary

(M. Hashim)
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(Amar Singh)
Chairman

12. Shri Rakesh Sharma, 357, Byramji town, Nagpur M H, Dolomite mine 5.639 hact. Vill- Malegaon, Teh- Sausar, Distt. Chhindwara M.P. **Case no 157/2008**

The above case was recommended by SEAC in their 63rd meeting on the issue of distance of mining lease area from interstate boundary. A photocopy of the Naib Tehsildar Sausar's letter issued on 21-07-2010 is available in the file. Hence it was decided to write to the Distt. Collector asking the above information up to 15th March 2011.

The SEAC in their minutes of 63rd meeting has by mistake written the details of other project against the above case i.e. case no 157. Necessary clarification may also be asked from SEAC in this regard.

13. Shri Sharda Prasad Jaiswal , C/o Kawsji ward, Vivekanand chowk, Katni M.P., Bauxite, Laterite & fireclay mine 5.901 Hact. Village- Mohla Teh- Sihora, Distt- Jabalpur- M.P. **Case no 190/2008**

The above case was recommended by SEAC after reconsideration in their 62nd meeting on the issue of submitting the distance of Mining Lease Area from the protected area under Wildlife Protection Act 1972. The DFO, Jabalpur's, letter no 1229 dt 07-05-10 specify the distance to be more than 10 KM.

Hence the Authority accepted the recommendation of SEAC and decided to grant Prior Environmental Clearance to the above case.

14. Shri Puspendra Singh Hazani, Hazani ward P.O. Hatta, Distt-Damoh- M.P., Limestone mines 5.66 hact. At village Punji Hatta, Distt-Damoh- M.P. Case no 212/2008.

The above case was recommended by SEAC after reconsideration in their 62nd meeting on the issue of submitting the distance of Mining Lease Area from the protected area under Wildlife Protection Act 1972. The DFO, Damoh's, letter no 2333 dt 07-10-10 specify the distance to be more than 10 KM.

Hence the Authority accepted the recommendation of SEAC and decided to grant Prior Environmental Clearance to the above case.

(Praveen Garg)
Member Secretary

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(Amar Singh)
Chairman

15. Wonderland Real Estate Pvt Ltd, 6th Floor, Treasure Island - II, Tukoganj, Main Road, Indore M.P. Residential Township project at village Rangwasa, Indore-M.P **Case no 228/2008**

The above case was considered in the 43rd SEIAA meeting and decided "Authority while scrutinizing the document found that the project is proposed at Indore. As per the MoEF's office memorandum of 13/01/2010 and 15/03/2010, a moratorium was imposed on the projects proposed at Indore up to 31st October 2010. The moratorium was further extended up to 31st March 2011 vide MoEF's office memorandum dt 26/10/2010. It is also observed that the land ownership is not in the name of the firm. It was decided in 43rd meeting to ask the Project Proponent to furnish Basic information about the project location as per the revised EIA notification dated 1st December 2009 and also clarify the issue of land ownership as mentioned above".

Accordingly no further decision is required at present.

Meeting ended with a vote of thanks to the chair

(Praveen Garg)
Member Secretary

(M. Hashim)
Member

(Amar Singh)
Chairman