

Minutes of the 84th Meeting of SEIAA dated 17.02.2012

The 84th meeting of the State Level Environment Impact Assessment Authority was convened on 17.02.2012 at 10.30 AM at the Authority's office in M. P. Pollution Control Board Building, Paryavaran Parisar, Bhopal. The meeting was chaired by Shri Amar Singh, Chairman, SEIAA. The following members attended the meeting:-

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

1. **Case No. 643/2011**, Prior Environmental Clearance for Residential project Rhythm Towers (Krishna Pinnacle) at village Bawadia Kalan, Misrod, Tehsil Huzur, District Bhopal by M/S Krishna Homes Builders & Developers, 5, GF Block-K-20, Area Colony, Bhopal.

The case was discussed in 85th SEAC meeting dtd. 13.12.11 and it was recorded that "The committee is satisfied with submissions of the proponent, the EMP submitted by the PP for construction and operation phases are acceptable hence committee decided to recommend the case for grant of prior EC subject to the 37 special condition."

The Authority scrutinized the Khasra details and found that ownership of the land is in four names as per the reports of the office of the SEIAA. The PP should be asked to clarify the legal arrangements from other three landowners to use this land.

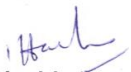
The Authority also examined land diversion letter submitted by the PP. It was found that the land diversion record is different from the approved area of the project (T&CP letter vide no. 125/L.P.031/29/ Na.Gra.Ni/ Ji.Ka./ 2010 dtd. 14.01.2011). Therefore, it was decided that Proponent should be asked to clarify these aspects.


The Authority has gone through copy of the presentation (ppt) showing proposed parking area in 23,910 sq m. The Proponent should clarify that the proposed parking area is for how many vehicles and what standard is followed for proposed parking area.

The Proponent has mentioned in their presentation that total fresh water requirement is 371 KLD. Out of this, they have obtained CGWA permission for 128 cum / day. The Proponent should submit firm commitment for supply of balance fresh water requirement from Bhopal Municipal Corporation.

The NOC for fire fighting issued by the Competent Authority was also examined and found satisfactory. The Authority also found that total height of the building is 30 m. As the height of the building is more than 15 m, the fire-fighting plan as per National Building Code is required. No such plan has been submitted by the PP. Therefore, it was decided that PP should submit a fire-fighting plan as per the National Building Code. PP should submit above-mentioned information within two months.


(Manohar Dubey)
Member Secretary


(M. Hashim)
Member 23.02.2012


(Amar Singh) 23.2.12
Chairman

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2. **Case No. 71/2008**, Prior Environmental Clearance for iron ore, manganese & lime stone mine in an area 12.71 ha for production capacity 70,000 Tonnes/ annum at village Sakri, Tehsil Panagar, District Jabalpur by M/S Dr. Subhash Agarwal, 1396, Adhartal, Jabalpur.

The case was discussed in 46th SEIAA meeting dtd. 12.01.11 and it has been recorded that "The above project was received from SEAC on 8 th December 2010, with the recommendation to grant Prior Environmental Clearance.

The Authority while scrutinizing the documents has observed that the Environment Management Plan, Disaster Management Plan and Environment Monitoring Plan is very generalized. Secondly the SEAC has not expressed their opinion on any such issue.

Since SEAC does not exist at present and hence after its reconstitution they should reconsider these cases and send recommendation within 45 days from the date of reconstitution.

It was also observed that the Forest Deptt. NOC issued by DFO, Jabalpur, vide letter no 2154 dt 11082010 states that the Mining Lease area is located at a distance of 15 ft. from the forest boundary. Hence, it was decided to write to the Project Proponent to send the Forest Deptt. NOC up to 31st January 2011, as per the Forest Deptt. of Madhya Pradesh circular no F5/16/81/103 dated 27 th August 2008. The copy of the letter should be endorsed to the Forest Deptt., Mineral Resource Deptt., Housing and Environment Deptt. and concerned Collector of the district."

The Authority examined EMP / DMP and executive summary of EIA and found these satisfactory. It was found that there is no adverse remark in the Public Hearing. The mining lease is located 15 m from the forest boundary. The mining lease has been sanctioned from 03.02.1997 to 02.02.2017. Therefore, as per the policy decision taken in the 77th SEIAA meeting dtd. 07.01.2012, no permission from the PS, Forest is required in the present case. It was observed that PP has not submitted Khasra Panchsala.

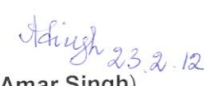
The PP has submitted photocopy of the mining lease deed only. Further, it was observed that the total requirement of water will be 50 KLD which will be met through ground water. Therefore, it was decided that PP should be asked to submit the following within one month:-

- i. Latest copy of the Khasra Panchsala.
 - ii. Notarized copy of the mining lease deed.
 - iii. The permission of the Central Ground Water Authority for extracting the ground water.
3. **Case No. 156/2008**, Prior Environmental Clearance for Manganese ore mine in an area of 5.492 ha, production capacity 10,000 MT / year at Village Jagantola, Tehsil Baihar, District Balaghat, M.P. by M/S Smt. Leela Bhalavi

The case was discussed in 37th SEIAA meeting dtd. 20.06.2010 and it has been recorded that "The Authority while scrutinizing the documents found that the Forest Deptt. NOC


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issued by a competent authority has not been submitted in the format decided by the Authority in its 27th meeting."

Hence, it was decided by the Authority to send the case back to SEAC for reconsideration on the above ground."

Subsequently the case was discussed in 87th SEAC meeting dtd. 07.01.12 and it has been recorded that " PP has submitted a Notarized copy of letter issued by the Forest Department stating that the concerned mining lease is old hence it does not requires NOC from the forest department. In view of the same committee decided to forward the case to SEIAA with 12 special conditions in addition to 05 special conditions while recommending the case for prior EC in its 54th meeting 28.04.2010."

The Authority examined and found that distance of the protected area from the mining site and the distance from interstate boundary have not been given. It was found that distance of the proposed site from the nearest forest boundary is 50-170 m away from mining area. As per letter dtd. 31.12.2011 from the GoMP, Forest Deptt. NOC from Forest Deptt. is not required as the mining lease is old. However, decision on this aspect shall be taken by SEIAA after getting notarized copy of the mining lease deed.

The Authority examined the public hearing and plantation program and found these satisfactory.

The Khasra Panchshala has not been submitted by the Proponent. The photocopy of mining lease has been submitted by the Proponent in which the lease date and period are not clear. The Authority found that the water requirement is 35 m³ / day and source of water is ground water. Hence permission from Central Ground Water Authority is required.

Therefore, the Authority decided that PP should be asked to submit following information within one month:-

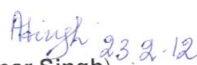
- a. A letter from the Collector indicating distance of the interstate boundary from the proposed site.
- b. A letter from DFO indicating the distance of Protected Areas (National Park / Sanctuary etc. as per the Forest Act) from the proposed site.
- c. Notarized copy of the latest Khasra Panchshala and mining lease.
- d. The permission of the Central Ground Water Authority for extracting the ground water.

A letter should be sent to Collector, Balaghat for providing distance of the interstate boundary from the mining site to the PP, and copy should be endorsed to PP.

A letter should be sent to Chief Wildlife Warden, Deptt. of Forest, MP for providing distance of Protected Areas (National Park / Sanctuary etc. as per the Wildlife Protection Act, 1972) from the proposed site to the PP, and copy should be endorsed to PP.


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4. **Case no. 218/2008**, Prior Environmental Clearance for Lime stone & dolomite mine in an area of 13.90 ha for production capacity 1,75,000 TPA at Village Ametha, Tehsil Vijayraghogarh, District Katni by Shri Ravi Kumar Grover, Prop M/s Lalaji K C & Sons Rest House No.1 Road, Civil Lines, Katni (M.P)

The case was discussed in 87th SEAC meeting dtd. 07.01.12 and it has been recorded that "the EIA report and the EMP submitted by the PP are acceptable. Hence based on the submissions and the presentation made by the PP committee decided to recommend the case for grant of prior Environmental Clearance subject to the 12 special conditions."

The Authority examined and found that distance of the Bandhavagarh National Park is 60 km from the mining site and General Condition is not attracted and hence, SEIAA has jurisdiction. It was found that distance of the proposed site from the nearest forest boundary is 680 m (vide DFO letter no. 4081 dtd. 21.06.11) from mining area.

The Authority examined the public hearing and found that there is nothing adverse.

The Authority examined the Khasra Panchshala and mining lease submitted by the Proponent and found that the Khasra Nos. mentioned in mining lease and Khasra Panchshala are different. The approved mining plan and undertaking regarding content of data and its originality have not been submitted by the Proponent. For afforestation the only the plantation area is mentioned, however, the year wise plantation plan with number of trees to be planted yearly and species are not submitted.

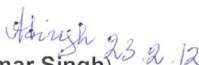
Therefore, the Authority decided that PP should be asked to submit following information within one month:-

- Clarification regarding difference in Khasra nos. mentioned in mining lease and Khasra Panchshala.
 - Notarized copy of approved mining plan.
 - Undertaking regarding content of data and its originality.
 - The year wise plantation plan with no. of trees to be planted yearly and species.
5. **Case no. 483/2009**, Prior Environmental Clearance for Bauxite, Laterite & Fireclay mine in an area of 30.88 ha for production capacity 3,00,000 TPA at Village Padwar, Tehsil Bahoriband, District Katni, M. P. by M/s Awin Trading Pvt. Ltd., 241/1, Saket Nagar, Baldeobag, District Jabalpur, M. P.

The distance of the mining area from the Protected Areas is 110 km as per information provided the DFO, Katni and General Condition is not attracted. Thus, the SEIAA has the jurisdiction. It was also observed distance of the forest boundary from the mining area is more than 250 m.


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The Authority also examined public hearing and found no adverse remark. Similarly, the plantation program was found to be satisfactory.

The Authority also examined the report of the consultant (Revenue) and found that five Khasra are involved. Out of these Khasra nos. 50/2 and 50/5 have been allotted to person of Bhumiya caste. It was decided that letter should be sent to Collector, Katni to ascertain whether they are tribal or not? If yes, whether permission from Collector has been accorded for these two survey nos. under section 165 of M. P. Land Revenue Code. Collector should submit this information within two months to the SEIAA.

The Authority found that PP has initially applied for Prior EC for 4,000 TPA capacity. Subsequently again apply for 1,00,000 Tonnes capacity per year. Later on the capacity was increased to 3,00,000 Tonnes per annum and accordingly ToR was issued to the PP and based on this, EIA and Mining Management Plan have been submitted by the PP. The Mining Management Plan approved by Indian Bureau of Mines (on 14.01.11) was also examined. However, it could not be ascertained how much total reserve is available and based on the proposed capacity of 3,00,000 TPA whether it will be sustainable for mining lease period ? The PP should be asked to clarify on this issue.

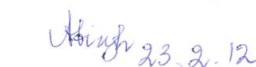
Meeting ended with a vote of thanks to the Chair.



(Manohar Dubey)
Member Secretary



(M. Hashim)
Member



(Amar Singh)
Chairman