

## Minutes of the 92<sup>nd</sup> Meeting of SEIAA dated 21.05.2012

The 92<sup>nd</sup> meeting of the State Level Environment Impact Assessment Authority was convened on 21.05.2012 at 02.30 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. **Case no. 100/2008**, Prior Environmental Clearance for Bauxite mine in an area of 17.744 ha for production capacity 0.1 million T / Y at village Chachandeeh, Tehsil Pushprajgarh, District Anuppur, M.P. by Shri Ramawtar Agarwal, Prabhat Vihar Colony, Panna Naka, Satna, M. P.

The case was discussed in 22<sup>nd</sup> SEIAA meeting dtd. 22.10.09 and it has been recorded that " .....The Authority decided to get opinion of the Distt. Collector on how the mine has functioned during the last three years i.e. after issue of Prior Environmental Clearance from MoEF in the year 2006, as well as the compliance status of various conditions laid down by MoEF in their Environmental clearance letter. Till such time the case is deferred."

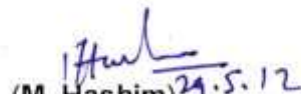
The information submitted vide letter no. 19/Khanij/2012/565 dtd 20.03.12 from Collector, Anuppur was examined. It is stated in the letter that the approved mining lease area falls in the buffer zone of Amarkantak-Achankamar biosphere reserve. The issue was discussed and it was decided that a letter should be sent to PP to submit the map duly authenticated by Chief Wild Life Warden showing location of Biospheres Reserves, Migratory Corridors of wild animals from the proposed mining area along with recommendations or comments of the Chief Wildlife Warden thereon as per the MoEF notification S.O.3067 (E) dtd 01.12.09 Para VI note 2. The above information should be submitted within two months by PP. A copy of the above letter should be endorsed to PCCF / Chief Wildlife Warden, Wildlife Division, Bhopal to provide information to the PP and also Member Secretary, SEAC.

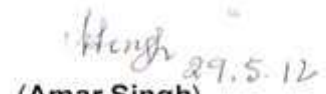
Since the proposal is for expansion of production capacity. It was also decided that as per the requirement of Ministry of Environment & Forests Govt. of India (office memorandum dtd 01.07.2011) regarding appraisal of expansion project under the EIA notification, 2006 point (ii) of 2, a letter should be written to PP if the proposed unit has received any notice under section 5 of EPA, 1986 or relevant sections of Air & Water Acts ? If he has received such notices, then notarized copy of such notices & the notarized copy of the compliance report submitted by him to the concerned authorities should be made available to the Authority directly within two months for the consideration to take final decision.

It was decided that PP should be asked to submit following information within one month:

- i. Notarized copy of mining lease, latest Khasra Panchsala

  
(Manohar Dubey)  
Member Secretary

  
(M. Hashim) 21.5.12  
Member

  
(Amar Singh) 21.5.12  
Chairman

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- ii. A letter from Collector, Anuppur regarding distance of interstate boundary from the proposed mining lease. Copy of this letter should be endorsed to Collector, Anuppur to provide the information to the PP.
  - iii. A letter from DFO, Anuppur regarding the information on distance of National Park / Sanctuary and nearest forest boundary from the proposed mining lease. Copy of this letter should be endorsed to DFO, Anuppur to provide the information to the PP.
2. **Case No. 160/2008**, Prior Environmental Clearance for Stone mine in an area of 42.63 ha for production capacity 20,000 MT / Y at Village Dang, Tehsil Gohad, District Bhind by M/S Kamtanath Stone Crusher Udyog, Nathuram Jatav, Lohiya Kamgar Sahakari Sansthan, Village Dang, District Bhind

The case was discussed in 87th SEIAA meeting dtd. 31.03.12 and certain points were discussed and it has been recorded that "*The Authority decided that a letter should be sent to collector, Bhind to give specific report mentioning which Khasra nos are to be excluded and thereafter the reduced area for mining operations. The location of the Khasra nos. indicating Abadi areas, archeology sites (Mandir) etc., should be clearly indicated on the map. The information should be submitted within one month. The endorsement letter should also be sent to PP.*


*The Authority examined the Khasra Panchsala and found that Khasra no. 744 (5.39 ha) and 772 (0.10 ha) are not included. The Authority decided that letter should be sent to PP to submit notarized copy of the latest Khasra Panchsala of Khasra Nos. 744 & 772 within one month. "*

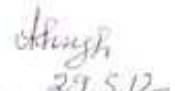
Information received from Collector, Bhind (vide letter no. q/Khanij/2012/6497 dtd 30.04.12) was examined and as per the information and map furnished alongwith the letter, the Archeology Deptt. has given NOC for only 18 Khasras (i.e. 516, 518, 519, 631, 707, 739, 742, 743, 744, 745, 746, 750, 752, 769, 770, 772, 773 & 774) covering total area of 17.34 ha. The notarized Khasra Panchshala submitted by PP on 01.05.12 was also examined and found that the Khasra nos. 744 & 772 are government land. The case was discussed and based on the recommendation of SEAC in its 77th meeting dtd 25.10.2011 and information given by Collector, Bhind the Authority decided to grant Prior Environmental Clearance for Stone mine in only 18 Khasras in an area of 17.34 ha (for which NOC has been given by Archeology Deptt.) for production capacity 20,000 MT / Y at Village Dang, Tehsil Gohad, District Bhind by M/S Kamtanath Stone Crusher Udyog, Nathuram Jatav, Lohiya Kamgar Sahakari Sansthan, Village Dang, District Bhind.

3. **Case No. 188/2008**, Prior Environmental Clearance for sand mine in an area of 10.156 ha for production capacity 70,000 meter cube / year at Village Kanki (Wainganga River), Taluka Waraseoni, District Balaghat by M/S Manganese Ore India Ltd. (MOIL) 3, Mount Road Extension, MOIL Bhawan, A-1, Katol Road, Chhaoni, Nagpur, M.S.

AND

  
(Manohar Dubey)  
Member Secretary

  
(M. Hashim)  
Member

  
(Amar Singh)  
Chairman

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**Case No. 189/2008**, Prior Environmental Clearance for Sand mine in an area of 5.50 ha for production capacity 70,000 m<sup>3</sup> / A at Village Kanki, Taluka Waraseoni, District Balaghat by M/S Manganese ore India Ltd.

The cases were considered in 86th SEIAA meeting dtd. 29.03.12 and detailed discussion took place regarding (i) the writ petition no. 1574/08 (Ajay Dubey Vs State of M. P. & others) in the Hon'ble High Court of Madhya Pradesh, Jabalpur and (ii) Special Leave Petition (SLP) (Civil) No. 13857 of 2011 filed by MP Pollution Control Board against the above-mentioned Hon'ble High Court order with prayer for interim relief.

It has been recorded that "*The Authority decided that a letter should be sent to MP Pollution Control Board requesting them to inform the Authority whether stay has been given or not in the SLP and whether any order has been passed by the Hon'ble Supreme Court in this regard?*"

The letter (no. 175/PS-MS/MPPCB/SEAC (G) dtd 23.04.12) from Member Secretary, SEAC was examined and it is found that MS has not mentioned any order passed by the Hon'ble Supreme Court. However no mention made regarding the stay order by the Hon'ble Supreme Court. Hence, it was decided that a letter should again be sent to Member Secretary, MP Pollution Control Board requesting to inform the Authority whether stay has been given or not in the SLP filed by MPPCB.

4. **Case no. 218/2008**, Prior Environmental Clearance for lime stone & dolomite mine in an area of 13.9 ha for production capacity 1,75,000 TPA at Village Ametha, Tehsil Vijayraghgarh, District Katni by Shri Ravi Kumar Grover, Prop M/s Lalaji K C & Sons Rest House No.1 Road, Civil Lines, P.O. Katni (M.P)

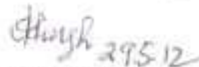
The case was considered in 84th SEIAA meeting dtd. 17.02.12 and certain points were discussed and it has been recorded that "*PP should be asked to submit following information within one month:-*

- 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."*

The information submitted by PP (vide letter dtd 29.02.2012) was scrutinized and it was found that the Khasra nos. mentioned in mining lease and Khasra Panchshala are satisfactory. The lease period is w.e.f 10.10.1996 to 09.10.2016. As per the chapter IV (page no. 24) point no. 4.0 (A) 10, the life of the mine at the proposed production capacity of 1,75,000 TPA is given as 10 years. However, the mining lease has been granted for 20 years. In mining cases the prior EC validity is prescribed for the project life (life of the mine) as estimated by SEAC / SEIAA subject to maximum of 30 years (Para 9 of EIA notification, 2006). Since on the basis of production capacity the life of the mine is already over, it was decided that year wise details of the extraction is to be obtained from Mining Officer, Katni from the October 1996 to May 2012 by 31<sup>st</sup> July, 2012.

  
(Manohar Dubey)  
Member Secretary

  
(M. Hashim)  
Member

  
(Amar Singh)  
Chairman

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5. **Case No. 220/2008**, Prior Environmental Clearance for Ochre & Laterite mine in an area of 34.168 ha at village Piparitola Taluka- Majhgawan- Satna M.P. Production capacity enhancement from 23000 to 65000 MT/Y by Shri Sharad Kumar Bansal Jaitwara Satna M.P.

The case was considered in 82<sup>nd</sup> SEIAA meeting dtd. 03.02.12 and certain points were discussed. It has been recorded that "PP should be asked to submit following information within one month:-

- A letter from the Collector indicating distance of the inter state boundary from the proposed site.
- Notarized copy of the latest Khasra Panchshala.
- A letter should be sent to Collector, Satna for providing distance of the interstate boundary from the mining site to the PP. "

The information submitted by Collector office (vide letter no. 376/Khanij dtd 19.03.12) was examined. The interstate boundary is 11 km, 14 km & 12 km respectively from 3 points of the proposed mining area. Hence, general conditions are not attracted and SEIAA has jurisdiction. As per notarized copy of latest Khasra Panchsala the entire land belongs to government.

Based on the recommendation of SEAC in its 85th meeting dtd 13.12.2011 and information given by Collector, Satna it was decided to grant Prior Environmental Clearance for Ochre & Laterite mine in an area of 34.168 ha at village Piparitola Taluka- Majhgawan- Satna M.P. Production capacity enhancement from 23000 to 65000 MT/Y by Shri Sharad Kumar Bansal Jaitwara Satna M.P.


6. **Case No. 292/2009**, Prior Environmental Clearance for white clay mine in an area of 16.187 ha for production capacity 5,000 TPA at village-Parasrampur, Teh-Maihar, Distt-Satna -M.P. by Mahesh Prasad Gupta Post-Dhanwanri Tehsil Raghuraj Nagar, District Satna -M.P.


The case was discussed in 79th SEIAA meeting dtd. 16.01.12 and it has been recorded that "The Authority examined the lease deed and Khasra Panchsala details and found that the mining lease period has expired on 10.01.2006. Hence, Authority decided that a letter should be sent to PP for submission of mining department order regarding renewal / extension of lease and also approved mining management plan within one month. "

Information submitted by PP (vide letter dtd 24.03.12) was scrutinized and it was found that PP has not submitted document related to the renewal of mining lease period. Since prior EC validity is prescribed for life of the mine as estimated by SEAC / SEIAA subject to maximum of 30 years as per Para 9 of EIA notification, 2006), it was decided that case should be summarily closed. PP can apply afresh for prior EC on renewal of mining lease. Accordingly, a letter should be sent to PP, Collector, Satna, Mineral Resources Department, Govt. of MP, Member Secretary, MPPCB and Member Secretary, SEAC.

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

  
(Manohar Dubey)  
Member Secretary

  
(M. Hashim) 29.5.12  
Member

  
(Amar Singh) 29.5.12  
Chairman