

## Minutes of the 460<sup>th</sup> Meeting of SEIAA dated. 12.12.2017

The 460<sup>th</sup> meeting of the State Level Environment Impact Assessment Authority was convened on 12.12.2017 at the Authority's Office in Environmental Planning and Co-Ordination Organization (EPCO), Paryavaran Parisar, Bhopal. The meeting was chaired by Shri Rakesh K. Shrivastava, Chairman, SEIAA. The following members attended the meeting:-

- |    |                  |                  |
|----|------------------|------------------|
| 1  | Shri R.K. Sharma | Member           |
| 2. | Shri P Narahari  | Member Secretary |

### A. Following other than mining cases has been considered:-

S.No.	Case No.	Category	No. & date of latest SEAC- II
1.	5470/2016	5(f)	298 <sup>th</sup> SEAC meeting dtd. 17.11.2017

1. **Case No 5470/2016** : Prior EC for Manufacturing of Polyester Resin-Polyethylene Terephthalate (PET) Chips -99000 MTPA and installation of HTM heater (Pet coke as fuel) 13.5 Million KCAL at Plot No 1, New Industrial Area Ujjaini (MPAKVN) Village- Ujjaini Tehsil & District- Dhar (M.P.) at total Plot area 263992.93sq.m (65.64 acres) by Pradeep Kumar Agrawal Vice President Commercial, M/s Vacmet India Ltd. 4/117-2A, Anant Plaza, Civil Lines, Church Raod, Agra2 (UP)-282002 email- vacmetindore@vpiplmail.co.in, Ph 0562- 4050404

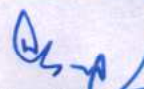
The case was discussed in 459<sup>th</sup> SEIAA meeting dtd. 05.12.2017 and recorded that :-

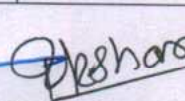
1. *The project proposal is to set up manufacturing of Polyester Resin - Polyethylene Terephthalate (PET) Chips- 99000 MTPA and installation of HTM heater (Pet coke as fuel) 13.5 Million KCAL at Village - Ujjaini, P.O. - Digthan, Tehsil & District - Dhar (M.P.)*
2. *The project is covered under 5 (f) category B of the Schedule of EIA Notification issued by the Ministry of Environment & Forests vide S.O.1533(E), dtd. September 14, 2006 and its amendments.*
3. *There is no interstate boundary within 10 km and no National Park / Sanctuary within the 5 km of the project area hence the general conditions are not attracted.*
4. *The project is located in notified New Industrial Area Ujjaini (MPAKVN), hence as per Gol, MoEF OM dtd 10.12.14 Public hearing is exempted.*
5. *The case was discussed in 285th SEAC meeting dated 26/12/2016, and 298th SEAC meeting dtd. 17.11.2017 and recommended for EC.*

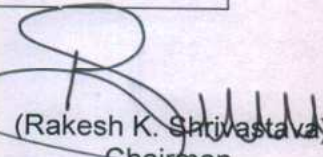
*The case was scheduled for the presentation today wherein PP and their consultant were present. During presentation some data discrepancies were found in water requirement, waste water generation, water balance chart etc. PP & his consultant requested that they will not be able to clarify the same in this meeting and requested for its rescheduling in the forthcoming meetings. The authority after deliberations decided that on request of the PP this case may be scheduled in the upcoming meetings of the SEIAA.*

As per above PP was called for presentation and during presentation PP has submitted that the water requirement of the project is 1008KLD for all phases of the project & accordingly the waste water generation shall be as follows:

Project Implementation	Waste Water Generation KLD
Phase -I	65

  
 (P. Narahari)  
 Member Secretary

  
 (R.K. Sharma)  
 Member

  
 (Rakesh K. Shrivastava)  
 Chairman

**Minutes of the 460<sup>th</sup> Meeting of SEIAA dated. 12.12.2017**

Phase -II	65
Phase -III	48
Total Ultimate Capacity 2022	178

ETP capacity will be enhanced in phases manner as per waste water generation however in 298<sup>th</sup> SEAC meeting dtd. 17.11.2017 the case was recommended for EC by including the condition " The waste water should be treated in ETP of 65 KLD and domestic effluent should be treated in FAB based STP of 40 KLD and treated waste water should be used in green belt and toilet flushing through dual plumbing system".

As per above, some discrepancies were observed in data presented by PP in SEIAA and SEAC regarding water balance hence, authority decided to send the case file to SEAC for re-examining the matter and re-appraise the case accordingly.

**B. Review the case received from MoEF GOI regarding Environmental Clearance granted by MPSEIAA dtd. 29.12.2015 as per direction of Hon,ble NGT dtd. 17.05.2017, 03.07.2017 & 17.07.2017**

**Case No.-3777/15** Prior Environment Clearance for **Sand Quarry** (manual method) in an area of 5.00 ha. for production capacity of 39,200 cum/year) at Khasra No.-911, Village-Ghunaur, Tehsil-Vijayraghavgarh, District-Katni (MP) by M/s Fair Black Infratech India Pvt. Ltd., Shri Anand Raj Agrawal, Director, Sub Lessee of M.P. State Mining Corporation Ltd., Venkat Library Complex, Opposite MGM Hospital, Forestry Play Ground, Kachari Chowk, Katni (MP)-483501.

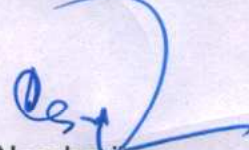
The case was discussed in 265<sup>th</sup> SEIAA meeting dtd 01.12.2015 and it was recorded that :-

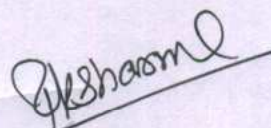
*After detailed discussion and recommendations of 236<sup>th</sup> SEAC meeting dtd. 01.11.2015, It was decided to grant Prior Environmental Clearance subject to the following specific conditions in addition to the conditions imposed by SEAC*

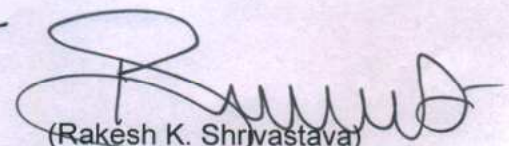
- (i) PP shall not start mining activity before execution of lease agreement.
- (ii) The depth of the pit shall not exceed 3m. or water level whichever is less
- (iii) The final decision of Hon'ble NGT (CZ) Bhopal and Hon'ble NGT Principal Bench, New Delhi in OA No. 49/2015 (Amarkant Mishra Vs State of MP & others), shall be obligatory on the part of PP.

*Hence, Prior Environmental Clearance is granted for **Sand Quarry** (manual method) in an area of 5.00 ha. for production capacity of 39,200 cum/year) at Khasra No.-911, Village-Ghunaur, Tehsil-Vijayraghavgarh, District-Katni (MP) for the lease period to M/s Fair Black Infratech India Pvt. Ltd., Shri Anand Raj Agrawal, Director, Sub Lessee of M.P. State Mining Corporation Ltd., Venkat Library Complex, Opposite MGM Hospital, Forestry Play Ground, Kachari Chowk, Katni (MP)-483501.*

- As per above decision the EC was granted by MPSEIAA vide letter no. 9971 dtd. 29.12.2015.
- The aforesaid EC was challenged by the local body(village Panchyat Barua and Village Panchyat Ghunor) before the Hon'ble NGT CZ Bhopal vide Orginal Application 15 & 16 of 2017.

  
(P Narahari)  
Member Secretary

  
(R.K. Sharma)  
Member

  
(Rakesh K. Shrivastava)  
Chairman

## Minutes of the 460<sup>th</sup> Meeting of SEIAA dated. 12.12.2017

- Hon'ble NGT (CZ) Bhopal have directed MP-SEIAA in its order dated 17-05-2017 in OA No. 15 & 16 of 2017 to review the matter in respect of grant of EC dated 29.12.2015 which is recorded as:

" We direct further that SEIAA to take into account the situation and ensure that both the members of SEAC as well as DEAC may be present during spot inspection before giving their appraisal reports and recommendations for grant or refusal of the EC based upon the local conditions and its impact on the environment. Learned Counsel prays for time to submit the report before the Tribunal."

- Thereafter the matter was finally heard by Hon'ble NGT (CZ) 03<sup>rd</sup> July 2017 and 17<sup>th</sup> July 2017 passed the order as follows:

"It is submitted that the term of SEIAA has expired and the new body has yet to be constituted. Even the term of Chairman has also expired. In view of the above, it is submitted that the Respondent No. 5 may be permitted to approach the MoEF in the light of the order dated 17.05.2017. The prayer is allowed. The Respondent No. 5 may approach the MoEF. The MoEF is directed to take a decision in the matter in the light of our order of 17.05.2017. The decision be taken preferably within 45 days of submission of the copy of the order by the Respondent No. 5 before the MoEF".

### Hon'ble NGT (CZ) order dtd. 17<sup>th</sup> July 2017

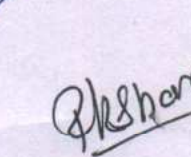
"No orders are required to be in this case. In case the MoEF does not comply within 45 days the Applicant is at liberty to bring the matter to the notice of this Tribunal for initiating action against the Secretary, MoEF, Govt. of India under Section 26 & 28 of the NGT".

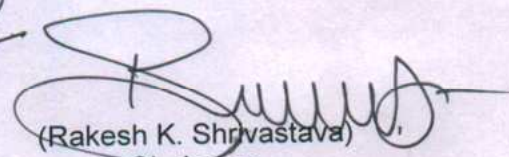
- In response to above order Vide letter dtd. 07.09.2017 Advisor, MoEF Gol informed to M/s Fair Black Infratech India Pvt. Ltd. for submitting all necessary documents, records and information considered by the SEIAA/SEAC while granting EC for the said project.
- Vide letter dtd. 27<sup>th</sup> November, 2017 MoEF Gol returned the case to MPSEIAA to consider the case on priority basis as per Hon'ble NGT and also informed that the Ministry did not receive the requisite information from the PP in response to above mentioned letter.(dtd. 07.09.2017)
- After detailed discussion it has been decided to give proper reply as per the directive of the Hon'ble NGT (CZ) on the next hearing.

Looking to the complexity of the case, it has been decided to send the case to SEAC to make a site visit at the earliest possible as per direction of the Hon'ble NGT in their order dated 17.05.2017 and submit the report with recommendation based on the local conditions and its impact on the environment latest by 15.01.2018 as the Hon'ble NGT has shown urgency in the matter.

Meeting ended with a vote of thanks to the Chair.

  
(P Narahati)  
Member Secretary

  
(R.K. Sharma)  
Member

  
(Rakesh K. Shrivastava)  
Chairman