

Minutes of the 480th Meeting of SEIAA dated. 16.04.2018

The 480th meeting of the State Level Environment Impact Assessment Authority was convened on 16.04.2018 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:-

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

A. Following mining cases have been considered:-

S.No.	Case No.	Category	No. & date of latest SEAC & SEIAA meeting
1.	3183/2015	1(a)	464 th SEIAA meeting dated 19.01.2018
2.	3194/2015	1(a)	464 th SEIAA meeting dated 19.01.2018
3.	5590/2017	1(a)	472 nd SEIAA meeting dated 14.03.2018
4.	5600/2017	1(a)	466 th SEAC meeting dated 25.01.18
5.	5494/2017	1(a)	EC Transfer
6.	2418/2015	1(a)	EC Cancellation
7.	2460/2015	1(a)	EC Cancellation
8.	2433/2015	1(a)	EC Cancellation
9.	5229/2016	1(a)	463 rd SEIAA meeting 4.01.2018
10.	5623/2017	1(a)	470 th SEIAA meeting dated 22.02.2018
11.	3490/2015	1(a)	463 rd SEIAA meeting 4.01.2018
12.	3493/2015	1(a)	463 rd SEIAA meeting 4.01.2018
13.	3494/2015	1(a)	463 rd SEIAA meeting 4.01.2018
14.	3607/2015	1(a)	463 rd SEIAA meeting 4.01.2018
15.	5144/2016	1(a)	463 rd SEIAA meeting 4.01.2018
16.	5242/2016	1(a)	463 rd SEIAA meeting 4.01.2018
17.	5244/2016	1(a)	463 rd SEIAA meeting 4.01.2018

B. Review of DEIAA case, Panna- Case No. 97/2016

C. Policy Decision Regarding Non- Submission of Compliance Report

1. **Case No. 3183/2015** Prior Environment Clearance for **Stone Quarry** (Open cast semi mechanized method) in an area of 1.80 ha. for production capacity of 8,820 cum/year at Khasra No.- 1105/1, Vill.-Sakuli, Teh.-Niwari, District-Tikamgarh (MP) by Shri Hamid Mirza Raza S/o Shri Shabuddin, Chopal Bazar, Samthar, Tehsil.-Moth, District-Jhansi (UP)-284303.

This case was discussed in 464th SEIAA meeting dated 19.01.2018 and it was recorded that :-

".....In response to above it was observed that, since the case was recommended by SEAC, the case has been considered in SEIAA for granting of EC as per MoEF & CC GoI, OM dtd 15.03.16. It is decided PP may be invited for presentation."

After detailed discussions and perusal of recommendations of 303rd SEAC meeting dtd 23.12.2017 & 256th SEAC meeting dtd 03.01.2016, presentation made by the PP in SEIAA & SEAC, it was decided to accept the

(P Narahari)
Member Secretary

(R.K. Sharma)
Member

(Rakesh K. Shrivastava)
Chairman

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recommendation of SEAC for grant of prior EC to the project subject to the following specific conditions:-

- I. PP shall not start mining activity before execution of lease agreement.
- II. The depth of the pit shall be as per the Approved Mining Plan.
- III. The entire area shall be fenced and three rows of plantation should be done on the periphery of the boundary.
- IV. Proper sign boards highlighting the dangers of trespassing by the villagers should be installed at four corners of the lease area.
- V. PP shall ensure the proper water supply arrangements for dust suppression, regular sprinkling, plantation and drinking purposes especially in summer season.
- VI. PP shall ensure proper implementation of plantation, dust suppression, construction of approach road and maintenance of existing pakka road as part of Environmental Management Plan. Additional budget provision shall be made as part of EMP.
- VII. PP must ensure implementation of CSR activities in consultation with the District Collector and Gram panchayat and make appropriate budget provision for the same.
- VIII. Plantation shall be raised both side of the approach road with tree guard.
- IX. Water sprinkling will be done on the approach road on the regular basis

Hence, Prior Environmental Clearance is granted for Stone Quarry (Open cast semi mechanized method) in an area of 1.80 ha. for production capacity of 8,820 cum/year at Khasra No.- 1105/1, Vill.-Sakuli, Teh.-Niwari, District-Tikamgarh (MP) for the lease period to Shri Hamid Mirza Raza S/o Shri Shabuddin, Chopal Bazar, Samthar, Tehsil.-Moth, District-Jhansi (UP)-284303

2. **Case No. 3194/2015** Prior Environment Clearance for **Stone Quarry** (opencast semi mechanized method) in an area of 2.00 ha. for production capacity of 13,720 cum/year at Khasra No.-927 at Village-Sakuli, Tehsil-Niwari, District-Tikamgarh (MP) by Shri Abdul Kalam S/o Shri Abdul Salam, 1732/2, State Bank Main Branch Ke Pass, Town & District-Jhansi (UP)-472442.

This case was discussed in 464th SEIAA meeting dated 19.01.2018 and it was recorded that :-

".....In response to above it was observed that, since the case was recommended by SEAC, the case has been considered in SEIAA for granting of EC as per MoEF & CC GoI, OM dtd 15.03.16. It is decided PP may be invited for presentation."

After detailed discussions and perusal of recommendations of 303rd SEAC meeting dtd 23.12.2017 & 256th SEAC meeting dtd 03.01.2016, presentation made by the PP in SEIAA & SEAC, it was decided to accept the recommendation of SEAC for grant of prior EC to the project subject to the following specific conditions:-

- I. PP shall not start mining activity before execution of lease agreement.
- II. The depth of the pit shall be as per the Approved Mining Plan.

(P Narahari)
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- III. The entire area shall be fenced and three rows of plantation should be done on the periphery of the boundary.
- IV. Proper sign boards highlighting the dangers of trespassing by the villagers should be installed at four corners of the lease area.
- V. PP shall ensure the proper water supply arrangements for dust suppression, regular sprinkling, plantation and drinking purposes especially in summer season.
- VI. PP shall ensure proper implementation of plantation, dust suppression, construction of approach road and maintenance of existing pakka road as part of Environmental Management Plan. Additional budget provision shall be made as part of EMP.
- VII. PP must ensure implementation of CSR activities in consultation with the District Collector and Gram panchayat and make appropriate budget provision for the same.
- VIII. Plantation shall be raised both side of the approach road with tree guard.
- IX. Water sprinkling will be done on the approach road on the regular basis

Hence, Prior Environmental Clearance is granted for Stone Quarry (opencast semi mechanized method) in an area of 2.00 ha. for production capacity of 13,720 cum/year at Khasra No.-927 at Village-Sakuli, Tehsil-Niwari, District-Tikamgarh (MP) for the lease period to Shri Abdul Kalam S/o Shri Abdul Salam, 1732/2, State Bank Main Branch Ke Pass, Town & District-Jhansi (UP)-472442.


3. **Case No. - 5590/2017** Prior Environmental Clearance for **Sand Mine on Kanhan River** (Open cast manual method) in an area of 10.20 Ha. for production capacity of 125000 cum per year at Khasra no. 136, 202 & 203 at Village- Sayra, Tehsil - Sausar, Dist. Chhindwara (MP) by M/s Sainik Foods Pvt. Ltd, HIG-5, Deendayal Nagar, Phase-1, Kanth Road, Muradabad, UP

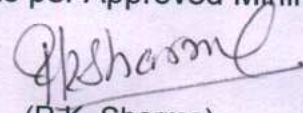
This case was discussed in 472nd SEIAA meeting dated 14.03.2018 and it was recorded that :-

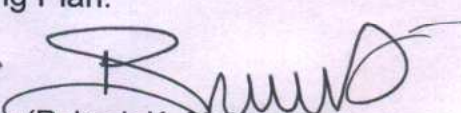
".....In response to above, PP has submitted the information regarding cost for road development as part of EMP and CSR activities without consulting district administration/gram Panchayat vide letter dated 13.03.18. PP may again be asked to submit revised CSR activities and EMP for construction and maintenance of approach road and village road in consultation with district administration/gram Panchayat and also submit details of CSR activities carried out by the firm in their other mines."

PP has submitted desired information vide letter dated 12.04.2018. After detailed discussions and perusal of recommendations of 298th SEAC meeting dtd 17.11.2017, presentation made by the PP in SEIAA & SEAC, it was decided to accept the recommendation of SEAC for grant of prior EC to the project subject to the following specific conditions:-

- (i). The production capacity shall be limited to the quantity approved by SEAC.
- (ii). No in-stream mining shall be allowed.
- (iii). The depth of the pit shall be as per Approved Mining Plan.


(P. Narahari)
Member Secretary


(R.K. Sharma)
Member


(Rakesh K. Shrivastava)
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- (iv). No in-stream mining shall be allowed. No ramp will be allowed within the river basin to transport sand to the other bank. Transportation will be allowed on the bank side where the mineral is being excavated.
- (v). The entire lease area should be properly fenced and boundary stones marked at the site.
- (vi). Water sprinkling twice a day will be done on the unpaved roads on the regular basis.
- (vii). PP will plant 3 years old tree 365 saplings of suitable indigenous tree species along river bank and 490 saplings along approach road.
- (viii). PP shall ensure to construct and maintenance 1300 m length approach road to a WBM road from mining site to nearby village road under budget provision EMP.
- (ix). Transportation route should be decided in consultation with the local Gram Panchayat.
- (x). Under CSR activity PP has committed following addition activities should be implemented.
 - a) PP shall ensure to construct Toilets in Schools in Sayra.
 - b) Computer Distribution of poor students.
 - c) PP shall ensure to provide Drinking water in Sayra & nearby villages.
 - d) Health camp in Sayra & Wadegaon villages,
 - e) Educational support to poor student especially girls.

The modification to the above activities can be made with the permission of the district administration and need based activity for the development of nearby villages shall be implemented by PP in consultation with the District Administration and Grampanchayat.

- (xi). PP should ensure to submit half yearly compliance report and CSR activity report with photographs of plantation in MP-SEIAA

Hence, Prior Environmental Clearance is granted for Sand Mine on Kanhan River (Open cast manual method) in an area of 10.20 Ha. for production capacity of 125000 cum per year at Khasra no. 136, 202 & 203 at Village-Sayra, Tehsil - Sausar, Dist. Chhindwara (MP) for the lease period to M/s Sainik Foods Pvt. Ltd, HIG-5, Deendayal Nagar, Phase-1, Kanth Road, Muradabad, UP

4. **Case No. - 5600/2017 - Prior Environmental Clearance for Sand Deposit Mine (Open cast manual method) in an area of 5.289 Ha. for production capacity of 40000 cum per year at Khasra no. 01 at Village- Pachghara, Tehsil - Lidhaura, Dist. Tikamgarh (MP) by M/s Shiva Corporation India Pvt. Ltd, 312, Ganpati Plaza, MIG Road, Jaipur, Rajasthan - 472331.**

This case was discussed in 466th SEAC meeting dated 25.01.18 and it was recorded that :-

" After deliberation the case was discussed in depth and PP was asked to submit the revised CSR activities in consultation with district administration/ Gram panchayat as per local

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needs, revised EMP for construction and maintenance of approach road and main road in consultation with District Administration, details of CSR activities carried out by the firm in their other sand mining lease and confirmation letter from Mining Officer, Tikamgarh regarding availability of sand for required production capacity. Additional budget provision for construction and maintenance of road shall be made as part of EMP."

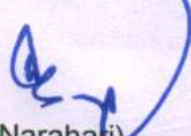
PP has submitted desired information vide letter dated 13.04.2018. After detailed discussions and perusal of recommendations of 303th SEAC meeting dtd 23.12.2017, presentation made by the PP in SEIAA & SEAC, it was decided to accept the recommendation of SEAC for grant of prior EC to the project subject to the following specific conditions:-

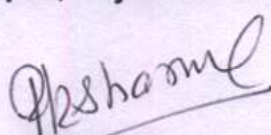
- (xii). The production capacity shall be limited to the quantity approved by SEAC.
- (xiii). No in-stream mining shall be allowed.
- (xiv). The depth of the pit shall be as per Approved Mining Plan.
- (xv). No in-stream mining shall be allowed. No ramp will be allowed within the river basin to transport sand to the other bank. Transportation will be allowed on the bank side where the mineral is being excavated.
- (xvi). The entire lease area should be properly fenced and boundary stones marked at the site.
- (xvii). Water sprinkling twice a day will be done on the unpaved roads on the regular basis.
- (xviii). PP will plant 3 years old tree 400 saplings of suitable indigenous tree species along river bank and approach road.
- (xix). PP shall ensure to construct and maintenance 1500 m length approach road to a WBM road from mining site to nearby village road under budget provision EMP.
- (xx). Transportation route should be decided in consultation with the local Gram Panchayat.
- (xxi). Under CSR activity PP has committed following addition activities should be implemented.
 - a) Health camp at nearby villages,
 - b) Skill development of village women & Farmers.

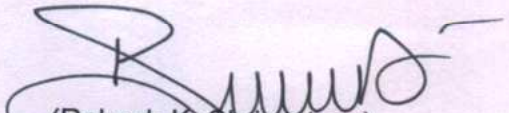
The modification to the above activities can be made with the permission of the district administration and need based activity for the development of nearby villages shall be implemented by PP in consultation with the District Administration and Grampanchayat.

- (xxii). PP should ensure to submit half yearly compliance report and CSR activity report with photographs of plantation in MP-SEIAA

Hence, Prior Environmental Clearance is granted for Sand Deposit Mine (Open cast manual method) in an area of 5.289 Ha. for production capacity of 40000 cum per year at Khasra no. 01 at Village- Pachghara, Tehsil - Lidhaura, Dist. Tikamgarh (MP) for the lease period to M/s Shiva Corporation India Pvt. Ltd, 312, Ganpati Plaza, MIG Road, Jaipur, Rajasthan – 472331.


(P Narahati)
Member Secretary


(R.K. Sharma)
Member


(Rakesh K. Shrivastava)
Chairman

5. **Case No. 5494/2017:** Prior Environmental Clearance for Sand Quarry (Open cast manual method) in an area of 5.50 ha. for production capacity of 2800 cum /year at Khasra no. 194 at Village- Kumharra, Tehsil - Mungaoli, Dist. Ashoknagar (MP) by Mr. Shivendra Singh Dangi, Gram Kukawali Tehsil Mungaoli, District Ashoknagar, MP – 473443. Regarding transfer of EC in the name of Sarpanch, Gram Panchayat, Kukawali, District – Ashoknagar (MP).

The prior EC was issued to Mr. Shivendra Singh Dangi, Gram Kukawali Tehsil Mungaoli, District Ashoknagar, MP – 473443., vide Letter No. 5534 dtd. 10.03.2017 for an area of 5.50 ha. at Village- Kumharra, Tehsil - Mungaoli, Dist. Ashoknagar (MP).

As per New Sand Mine Policy 2017, Mineral Resources Department, Govt. of M.P. has allotted/transferred non-operational sand mines to gram panchayat/ local body vide letter No. F-19-26/2017/12/1 dated 23.11.2017 and modification letter No. F-19-26/2017/12/1 dated 9.2.18. PP (Gram Panchayat, Kukawali, Ashoknagar) has requested Collector, Ashoknagar to make amendment in the Prior EC letter by changing the name of PP of the mining project in the name of Gram Panchayat, Kukawali, Ashoknagar. The above application has been forwarded by Mining Division of Collector Office, Ashoknagar to SEIAA for transfer of prior EC in the name of Gram Panchayat, Kukawali, Ashoknagar vide letter 87/खनि/3-6/रेत नीति 2017 / dated 24.01.2018

PP (Gram Panchayat, Kukawali, Ashoknagar) has submitted the following documents in support of his request:

1. Application of Sarpanch, Gram Panchayat, Kukawali, Ashoknagar for transfer of Prior EC in favour of the Gram Panchayat Kukawali, Ashoknagar.
2. No objection letter of previous Project Proponent (to whom prior EC was granted) for transfer of prior EC in the name of Gram Panchayat Kukawali, Ashoknagar.
3. Notarised affidavit of Sarpanch/Secretary, Gram Panchayat Kukawali, Ashoknagar mentioning that no legal action/ credible action has been initiated against the mine till date and commitment to comply all the standard and specific conditions stipulated in the prior EC issued.
4. Lease transfer order issued by Office of Collector (Mining Division) to Gram Panchayat, Kukawali, Ashoknagar vide letter No. 67/रेत नीति 2017 / dated 18.01.2018.
5. Copy of Prior EC issued by MPSEIAA vide letter No. 5534 dtd. 10.03.2017.
6. NOC of Director of Geology & Mining, Govt. of M.P. for transfer of EC in the name of Gram Panchayat, Kukawali, Ashoknagar vide letter 2/रेत नीति 2017 / 2018 dated 9.04.2018.

As per the notification issued by MoEF&CC on 14.09.2006, the policy on transferability of EC is as follows:-

11. Transferability of Environmental Clearance (EC):

A prior environmental clearance granted for a specific project or activity to an applicant may be transferred during its validity to another legal person entitled to undertake the project or activity on application by the transferor, or by the transferee with a written "no objection" by the

(P Narahari)
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Member

(Rakesh K. Shrivastava)
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transferor, to, and by the regulatory authority concerned, on the same terms and conditions under which the prior environmental clearance was initially granted, and for the same validity period. No reference to the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned is necessary in such cases

After detailed discussions on the MoEF&CC Notification regarding transferability and perusal of the above information, it has been decided to transfer the Prior EC issued on 10.03.2017 in favour of Sarpanch Gram Panchayat, Kukawali, Dist. Ashoknagar in the place Mr. Shivendra Singh Dangi, Gram Kukawali Tehsil Mungaoli, District -Ashoknagar, MP – 473443. for Sand Quarry (Opencast Manual Method) in an area of 5.50 ha. for production capacity of 2800 cum/year at Khasra No. 194 at Village- Kumharra, Tehsil - Mungaoli, Dist. Ashoknagar (MP) on the same terms & conditions and validity period under which the prior environmental clearance was initially granted. Copy to PP and all concerned.

6. **Case No 2418/2015** Prior Environment Clearance for approval of proposed Sand Quarry in an area of 7.00 ha. (50,000 cum/year) at Village-Bhawariya, Tehsil-Kukshi, District-Dhar (MP) by Sarpanch, Gram Panchayat, Bhawariya, Dhar (MP).

The case was discussed in 469th SEIAA meeting dtd. 16.02.2018 and it was recorded that :

"The prior EC was issued to Shri Jagdish Singh S/o Shri Lakhu Singh , Village & Post-Mandleshwar, Khargone (MP) - 454331 vide Letter No. 2828 dtd. 30.06.2015 for an area of 7.00 ha. at Village-Bhawariya, Tehsil-Kukshi, District-Dhar (MP).

As per New Sand Mine Policy 2017, Mineral Resources Department, Govt. of M.P. has allotted/transferred non-operational sand mines to gram panchayat/ local body vide letter No. F-19-26/2017/12/1 dated 23.11.2017 and modification letter No. F-19-26/2017/12/1 dated 09.02.18. PP (Gram Panchayat, Bhawariya, Dhar) has requested Collector, Dhar vide letter No. Nil dated 25.01.2018 to make amendment in the Prior EC letter by changing the name of PP of the mining project in the name of Gram Panchayat, Bhawariya, Dhar. The above application has been forwarded by Mining Division of Collector Office, Dhar to SEIAA for transfer of prior EC in the name of Gram Panchayat, Bhawariya, Dhar vide letter no. 158 dated 25.01.2018.

PP (Gram Panchayat, Bhawariya, Dhar) has submitted the following documents in support of his request:

1. Application of Sarpanch, Gram Panchayat, Bhawariya, Dhar for transfer of Prior EC in favour of the Gram Panchayat, Bhawariya, Dhar.
2. No objection letter of previous Project Proponent (to whom prior EC was granted) for transfer of prior EC in the name of Gram Panchayat, Bhawariya, Dhar.
3. Notarised affidavit of Sarpanch/Secretary, Gram Panchayat, Bhawariya, Dhar mentioning that no legal action/ credible action has been initiated against the mine till date and commitment to comply all the standard and specific conditions stipulated in the prior EC issued.
4. Lease transfer order issued by Office of Collector (Mining Division) to Gram Panchayat, Bhawariya, Dhar vide letter No. 145 dtd 25.01.2018.
5. Copy of Prior EC issued by MPSEIAA vide letter no. 2828 dtd. 30.06.2015.
6. NOC of Director of Geology & Mining, Govt. of M.P. for transfer of EC in the name of Gram Panchayat, Bhawariya, Dhar vide letter dated 08.02.2018.

As per the notification issued by MoEF&CC on 14.09.2006, the policy on transferability of EC is as follows:-

11. Transferability of Environmental Clearance (EC):

(P Narahari)
Member Secretary

(R.K. Sharma)
Member

(Rakesh K. Shrivastava)
Chairman

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A prior environmental clearance granted for a specific project or activity to an applicant may be transferred during its validity to another legal person entitled to undertake the project or activity on application by the transferor, or by the transferee with a written "no objection" by the transferor, to, and by the regulatory authority concerned, on the same terms and conditions under which the prior environmental clearance was initially granted, and for the same validity period. No reference to the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned is necessary in such cases

After detailed discussions on the MoEF&CC Notification regarding transferability and perusal of the above information, it has been decided to transfer the Prior EC issued on 30.06.2015 in favour of Sarpanch Gram Panchayat, Bhawariya, **Dhar** in the place Shri Jagdish Singh S/o Shri Lakhu Singh for Sand Quarry in (Opencast Manual Method) in an area of 7.00 ha. for production capacity 50000 m³/year at Khasra no. 11/1/1 at Village-Bhawariya, Tehsil-Kukshi, **District-Dhar** (MP) on the same terms & conditions and validity period under which the prior environmental clearance was initially granted. Copy to PP and all concerned."

Mining Officer, Dhar has informed vide L.No. 741.dated 11.04.2018 that the lease was cancelled by Office of the District Collector Dhar. In this particular case transfer of Prior EC is already has been issued vide L.No. 1895 dated 9.3.2018 to Sarpanch, Grampanchayat Bhawariya District Dhar.

It is clear that the mining lease is not in existence. Hence, Prior EC issued to Sarpanch Grampanchayat Bhawariya (MP) is hereby cancelled due to non existence of mining lease in their name. Copy to all concerned.

7. **Case No. 2460/2015** Prior EC for River Sand Mine (Opencast Manual) in an area of 10.00 ha. for production capacity of 35,000 cum/year at Khasra No. 1041/1 at Village-Kapsi, Tehsil-Kukshi, Dist-Dhar (MP) by Sarpanch, Gram Panchayat, Kapsi, Dhar (MP).


The case was discussed in 469th SEIAA meeting dtd. 16.02.2018 and it was recorded that :

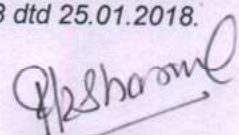
" The prior EC was issued to Shri Gopal Singh S/o Shri Jai Singh, Town-Khalghat, Tehsil-Dharampuri, Dist-Dhar (MP) - 454331 vide Letter No. 4423 dtd. 05.08.2015 for an area of 10.00 ha. at Village-Kapsi, Tehsil-Kukshi, **Dist-Dhar** (MP).

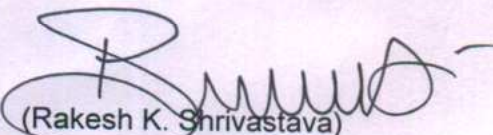
As per New Sand Mine Policy 2017, Mineral Resources Department, Govt. of M.P. has allotted/transferred non-operational sand mines to gram panchayat/ local body vide letter No. F-19-26/2017/12/1 dated 23.11.2017 and modification letter No. F-19-26/2017/12/1 dated 09.02.18. PP (Gram Panchayat, Kapsi, **Dhar**) has requested Collector, Dhar vide letter No. Nil dated 25.01.2018 to make amendment in the Prior EC letter by changing the name of PP of the mining project in the name of Gram Panchayat, Kapsi, **Dhar**. The above application has been forwarded by Mining Division of Collector Office, Dhar to SEIAA for transfer of prior EC in the name of Gram Panchayat, Kapsi, **Dhar** vide letter no. 159 dated 25.01.2018.

PP (Gram Panchayat, Kapsi, **Dhar**) has submitted the following documents in support of his request:

1. Application of Sarpanch, Gram Panchayat, Kapsi, **Dhar** for transfer of Prior EC in favour of the Gram Panchayat, Kapsi, **Dhar**.
2. No objection letter of previous Project Proponent (to whom prior EC was granted) for transfer of prior EC in the name of Gram Panchayat, Kapsi, **Dhar**.
3. Notarised affidavit of Sarpanch/Secretary, Gram Panchayat, Kapsi, **Dhar** mentioning that no legal action/ credible action has been initiated against the mine till date and commitment to comply all the standard and specific conditions stipulated in the prior EC issued.
4. Lease transfer order issued by Office of Collector (Mining Division) to Gram Panchayat, Kapsi, **Dhar** vide letter No. 143 dtd 25.01.2018.


(P. Narahari)
Member Secretary


(R.K. Sharma)
Member


(Rakesh K. Shrivastava)
Chairman

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5. Copy of Prior EC issued by MPSEIAA vide letter no. 4423 dtd. 05.08.2015.
6. NOC of Director of Geology & Mining, Govt. of M.P. for transfer of EC in the name of Gram Panchayat, Kapsi, **Dhar** vide letter dated 08.02.2018.

As per the notification issued by MoEF&CC on 14.09.2006, the policy on transferability of EC is as follows:-

11. Transferability of Environmental Clearance (EC):

A prior environmental clearance granted for a specific project or activity to an applicant may be transferred during its validity to another legal person entitled to undertake the project or activity on application by the transferor, or by the transferee with a written "no objection" by the transferor, to, and by the regulatory authority concerned, on the same terms and conditions under which the prior environmental clearance was initially granted, and for the same validity period. No reference to the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned is necessary in such cases

After detailed discussions on the MoEF&CC Notification regarding transferability and perusal of the above information, it has been decided to transfer the Prior EC issued on 05.08.2015 in favour of Sarpanch Gram Panchayat, Kapsi, **Dhar** in the place Shri Gopal Singh S/o Shri Jai Singh for Sand Quarry in (Opencast Manual Method) in an area of 10.00 ha. for production capacity 350000 m³/year at Khasra no. 1041/1 at Village-Kapsi, Tehsil-Kukshi, **Dist-Dhar** (MP) on the same terms & conditions and validity period under which the prior environmental clearance was initially granted. Copy to PP and all concerned."

Mining Officer, Dhar has informed vide L.No. 739 dated 11.04.2018 that the lease was cancelled by Office of the District Collector Dhar. In this particular case transfer of Prior EC is already has been issued vide L.No. 1889 dated 07.3.18 Sarpanch, Grampanchayat Kapsi.District Dhar

It is clear that the mining lease is not in existence. Hence, Prior EC issued to Sarpanch Grampanchayat Kapsi (MP) is hereby cancelled due to non existence of mining lease in their name. Copy to all concerned.

8. **Case No. 2433/2015**, Prior EC for Sand Quarry (Opencast Manual) in an area of 7.781 ha for production capacity of 25000 cu.mt. / year at Khasra No. 251, 351 at Village- Banki, Tehsil – Kukshi, Distt. – Dhar (M. P.) by Sarpanch, Gram Panchayat, Banki, Dhar (MP).

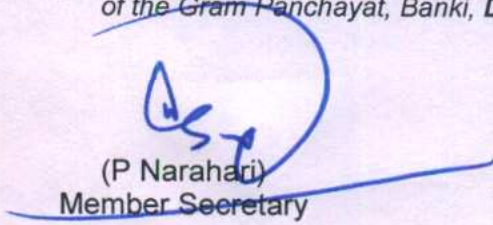
The case was discussed in 469th SEIAA meeting dtd. 16.02.2018 and it was recorded that :

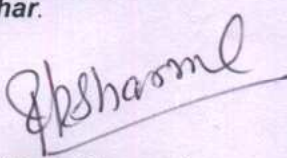
" The prior EC was issued to Shri Jagdeesh Singh S/o Lakhu Singh, R/o Vilage & Post Mandleshwar, District- Khargon (M.P.) 454331 vide Letter No. 2522 dtd. 13.07.2016 for an area of 7.781 ha. at Village- Banki, Tehsil-Kukshi, **Dist-Dhar** (MP).

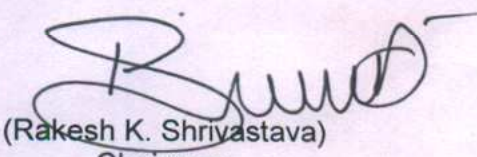
As per New Sand Mine Policy 2017, Mineral Resources Department, Govt. of M.P. has allotted/transferred non-operational sand mines to gram panchayat/ local body vide letter No. F-19-26/2017/12/1 dated 23.11.2017 and modification letter No. F-19-26/2017/12/1 dated 09.02.18. PP (Gram Panchayat, Banki, **Dhar**) has requested Collector, Dhar vide letter No. Nil dated 25.01.2018 to make amendment in the Prior EC letter by changing the name of PP of the mining project in the name of Gram Panchayat, Banki, **Dhar**. The above application has been forwarded by Mining Division of Collector Office, Dhar to SEIAA for transfer of prior EC in the name of Gram Panchayat, Banki, **Dhar** vide letter no. 160 dated 25.01.2018.

PP (Gram Panchayat, Banki, **Dhar**) has submitted the following documents in support of his request:

1. Application of Sarpanch, Gram Panchayat, Banki, **Dhar** for transfer of Prior EC in favour of the Gram Panchayat, Banki, **Dhar**.


(P. Narahari)
Member Secretary


(R.K. Sharma)
Member


(Rakesh K. Shrivastava)
Chairman

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2. No objection letter of previous Project Proponent (to whom prior EC was granted) for transfer of prior EC in the name of Gram Panchayat, Banki, **Dhar**.
3. Notarised affidavit of Sarpanch/Secretary, Gram Panchayat, Banki, **Dhar** mentioning that no legal action/ credible action has been initiated against the mine till date and commitment to comply all the standard and specific conditions stipulated in the prior EC issued.
4. Lease transfer order issued by Office of Collector (Mining Division) to Gram Panchayat, Banki, **Dhar** vide letter No. 141 dtd 25.01.2018.
5. Copy of Prior EC issued by MPSEIAA vide letter no. 2522 dtd. 13.07.2016.
6. NOC of Director of Geology & Mining, Govt. of M.P. for transfer of EC in the name of Gram Panchayat, Banki, **Dhar** vide letter dated 08.02.2018.

As per the notification issued by MoEF&CC on 14.09.2006, the policy on transferability of EC is as follows:-

11. Transferability of Environmental Clearance (EC):

A prior environmental clearance granted for a specific project or activity to an applicant may be transferred during its validity to another legal person entitled to undertake the project or activity on application by the transferor, or by the transferee with a written "no objection" by the transferor, to, and by the regulatory authority concerned, on the same terms and conditions under which the prior environmental clearance was initially granted, and for the same validity period. No reference to the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned is necessary in such cases

After detailed discussions on the MoEF&CC Notification regarding transferability and perusal of the above information, it has been decided to transfer the Prior EC issued on 13.07.2016 in favour of Sarpanch Gram Panchayat, Banki, **Dhar** in the place Shri Jagdeesh Singh S/o Lakhu Singh for Sand Quarry in (Opencast Manual Method) in an area of 7.781 ha. for production capacity 250000 m³/year at Khasra no. 251, 351 at Village- Banki, Tehsil-Kukshi, **Dist-Dhar** (MP) on the same terms & conditions and validity period under which the prior environmental clearance was initially granted. Copy to PP and all concerned."

Mining Officer, Dhar has informed vide L.No. 737 dated 11.04.2018 that the lease was cancelled by Office of the District Collector Dhar. In this particular case transfer of Prior EC is already has been issued vide L.No. 1883 dated 9.3.2018 to Sarpanch, Grampanchayat Banki. District Dhar

It is clear that the mining lease is not in existence. Hence, Prior EC issued to Sarpanch Grampanchayat Banki (MP) is hereby cancelled due to non existence of mining lease in their name. Copy to all concerned.

9. **Case No. 5229/2016** Prior Environment Clearance for River Sand Auction Deposit Quarry in an area of 5.740 ha. (50024 cum/year) at Village-Arthi, Tehsil - Alirajpur, Dist. Alirajpur by Shri Chandar Singh S/o Shri Rai Singh, Vill. - Arthi, Teh. - Alirajpur, Dist. - Alirajpur (MP) - 457887

The case was discussed in 463rd SEIAA meeting 4.01.2018 and it was recorded that :-

"The case was discussed in 398th SEIAA meeting dtd 02.01.2017 and it was recorded that :-

.... PP has submitted a representation dated 24.11.2016 giving a copy of the NOC of NVDA in respect of area submergence due to Sardar Sarovar Dam project impoundment, NOC of Tehsildar and Mining Officer, Alirajpur.

(P Narahari)
Member Secretary

(R.K. Sharma)
Member

(Rakesh K. Shrivastava)
Chairman

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However it has been decided to keep it on hold till the final decision of a case in consideration with the Hon'ble NGT (CZ) OA No. 78/2015. Copy to PP.

In view of above, the above case has been kept on hold as per directives of Hon'ble NGT(CZ), Bhopal. Director, Geology & Mining may be asked to intimate current and legal status of the mine with regard to new sand policy and directives of Hon,ble NGT, so that necessary action can be taken."

As per above decision letter was written to DGM vide Letter no. 1501-02/SEIAA/18 dated 10-01- 18 and reminder letter No. 2021/SEIAA/2018 dated 27.3.2018 to DGM requesting to intimate the current and legal status of the mine but information is still awaited. Therefore it has been decided to delist the case which shall be liable for relisting once the information is received. Copy to PP and all concerned.

- 10. Case No. 5623/2017** Prior Environment Clearance for Sand Deposit Quarry in an area of 6.124 Ha.. (6200 cum per annum) (Khasra no. 251) at Village- Berkhedhi, Tehsil - Guna, Dist. Guna by M/s Shiva Constructions Company, Paliya Colony, Joura Road, Dist. Morena, MP – 473001

This case was discussed in 470th SEIAA meeting dated 22.02.2018 and it was recorded that.....

This case was discussed in 467th SEIAA meeting dated 02.02.2018 and it was recorded that.....

"This case was recommended in 305th SEAC meeting dated 16.01.18, PP may be invited for presentation".

In view of above, the PP was called for presentation but PP was absent in SEIAA meeting. It seems PP is not interested to continue with the project. Director, Geology & Mining may be asked to give current status of the case in view of new sand policy so that necessary action can be taken.

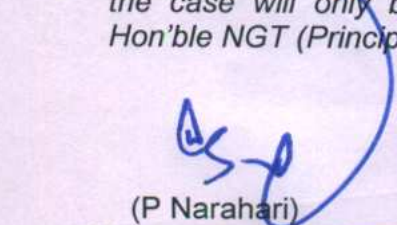
As per above decision letter was written to DGM vide Letter no. 1849/SEIAA/18 dated 05-03-18 and reminder letter No2021/SEIAA/18 dated 27.03.18 to DGM requesting to intimate the current and legal status of the mine but information is still awaited. Therefore it has been decided to delist the case which shall be liable for relisting once the information is received. Copy to PP and all concerned.

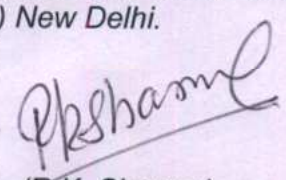
- 11. Case No. 3490/2015** Prior Environment Clearance for approval of Sand Quarry in an area of 23.00 ha. (2,30,000 cum/year) at Village-Jahazpura-2, Tehsil-Rehti, District-Sehore (MP) by Shri Arjun Malviya, Proprietor, M/s Malviya Constructions, Sub Lessee, M MPSMCL Upbhokta Bhandar, Hoshangabad (MP)

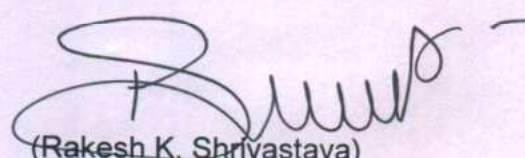
The case was discussed in 463rd SEIAA meeting 4.01.2018 and it was recorded that :-

"The case was discussed in 371st SEIAA meeting dtd 27.09.2016 and it was recorded that :-

"... As per the directives of Hon'ble NGT, (Principal Bench) New Delhi to hold all such cases which were put on agenda No. 48th SEAC-II meeting dtd. 28.08.2016, the case will only be considered after clear directives are received from the Hon'ble NGT (Principal Bench) New Delhi.


(P Narahari)
Member Secretary


(R.K. Sharma)
Member


(Rakesh K. Shrivastava)
Chairman

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In view of above, the above case has been kept on hold as per directives of Hon'ble NGT, New Delhi. State Mining Corporation may be asked to intimate current and legal status of the mine with regard to new sand policy and directives of Hon'ble NGT, so that necessary action can be taken.

As per above decision letter was written to MPSMCL vide Letter no. 1516/SEIAA/18 dated 11-01-18 and reminder letter No. 2016/SEIAA/18 dated 27.03.18 to MPSMCL requesting to intimate the current and legal status of the mine but information is still awaited. Therefore it has been decided to delist the case which shall be liable for relisting once the information is received. Copy to PP and all concerned.

12. **Case No. 3493/2015** Prior Environment Clearance for approval of Sand Quarry in an area of 10.00 ha. (1,75,000 cum/year) at Village-Raipur, Tehsil-Hoshangabad, by Shri Vishwas Parmani, Partner, M/s Associated Commerce, Sub Lessee, MPSMCL Nehru Ward, Pipariya, Hoshangabad (MP)-466001

The case was discussed in 463rd SEIAA meeting 4.01.2018 and it was recorded that :-

"The EC was recommended in 77th SEAC-2 meeting dated 24.05.17. The case was discussed in 453rd SEIAA meeting dtd 06.11.2017 and PP was invited for presentation but PP was absent in SEIAA meeting. It seems PP is not interested to continue with the project. State Mining Corporation may be asked to give current status of the case in view of new sand policy so that necessary action can be taken".

As per above decision letter was written to MPSMCL vvide Letter no. 1522/SEIAA/18 dated 12-01-18 and reminder letter No. 2016/SEIAA/18 dated 27.03.18to MPSMCL v requesting to intimate the current and legal status of the mine but information is still awaited. Therefore it has been decided to delist the case which shall be liable for relisting once the information is received. Copy to PP and all concerned.

13. **Case No. 3494/2015** Prior Environment Clearance for approval of Sand Quarry in an area of 10.00 ha. (1,75,000 cum/year) at Village-Raipur, Tehsil-Hoshangabad, District-Hoshangabad by Shri Vishwas Parmani, Partner, M/s Associated Commerce, Sub Lessee MPSMCL., Nehru Ward, Pipariya, Hoshangabad

The case was discussed in 463rd SEIAA meeting 4.01.2018 and it was recorded that :-

"The EC was recommended in 77th SEAC-2 meeting dated 24.05.17. The case was discussed in 453rd SEIAA meeting dtd 06.11.2017 and PP was invited for presentation but PP was absent in SEIAA meeting. It seems PP is not interested to continue with the project. State Mining Corporation may be asked to give current status of the case in view of new sand policy so that necessary action can be taken".

As per above decision letter was written to MPSMCL vide Letter no. 1524/SEIAA/18 dated 12-01-18 and reminder letter No. 2016/SEIAA/18 dated 27.03.18 to MPSMCL v requesting to intimate the current and legal status of the mine but information is still awaited. Therefore it has been decided to delist the case which shall be liable for relisting once the information is received. Copy to PP and all concerned.

(P Narahari)

Member Secretary

(R.K. Sharma)

Member

(Rakesh K Shrivastava)

Chairman

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14. **Case No. 3607/2015** Prior Environment Clearance for approval of Sand Mine in an area of 23.00 ha. (2,30,000 cum/year) at Village-Jahazpura, Tehsil-Rehti, District-Sehore by Shri Pradhayumman Singh Chouhan, M.P. MPSMCL., A-91, Alkapuri, Near Habibganj Station, Bhopal (MP)-462024

The case was discussed in 463rd SEIAA meeting 4.01.2018 and it was recorded that :-

"The case was discussed in 371st SEIAA meeting dtd 27.09.2016 and it was recorded that :-

" As per the directives of Hon'ble NGT, (Principal Bench) New Delhi to hold all such cases which were put on agenda No. 48th SEAC-II meeting dtd. 28.08.2016, the case will only be considered after clear directives are received from the Hon'ble NGT (Principal Bench) New Delhi.

In view of above, the above case has been kept on hold as per directives of Hon'ble NGT, New Delhi. State Mining Corporation may be asked to intimate current and legal status of the mine with regard to new sand policy and directives of Hon,ble NGT, so that necessary action can be taken".

As per above decision letter was written to MPSMCL vide Letter no. 1517/SEIAA/18 dated 11-01-18 and reminder letter No. 2016/SEIAA/18 dated 27.03.18 to MPSMCL requesting to intimate the current and legal status of the mine but information is still awaited. Therefore it has been decided to delist the case which shall be liable for relisting once the information is received. Copy to PP and all concerned.

15. **Case No. 5144/2016** Prior Environment Clearance for Sand Deposit in an area of 16.667 ha. (1,65,000 cum/year) at Village-Bagwada-2, Tehsil-Budhani, District-Sehore by Shri Atul Gondal, Authorized Signatory, M/s A D Agro Foods Pvt. Ltd., Sub Lessee of MPSMCL, 18, Sagar Matha Apartment, M G Road, Indore


The case was discussed in 463rd SEIAA meeting 4.01.2018 and it was recorded that :-

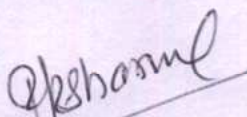
The case was discussed in 371st SEIAA meeting dtd 27.09.2016 and it was recorded that :-

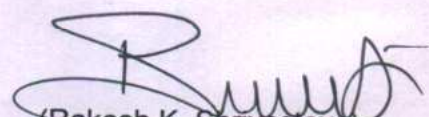
" As per the directives of Hon'ble NGT, (Principal Bench) New Delhi to hold all such cases which were put on agenda No. 48th SEAC-II meeting dtd. 28.08.2016, the case will only be considered after clear directives are received from the Hon'ble NGT (Principal Bench) New Delhi.

In view of above, the above case has been kept on hold as per directives of Hon'ble NGT, New Delhi. State Mining Corporation may be asked to intimate current and legal status of the mine with regard to new sand policy and directives of Hon,ble NGT, so that necessary action can be taken.

As per above decision letter was written to MPSMCL vide Letter no. 1503/SEIAA/18 dated 10-01- 18 and reminder letter No. 2016/SEIAA/18 dated 27.03.18 to MPSMCL requesting to intimate the current and legal status of the mine but information is still awaited. Therefore it has been decided to delist the case which shall be liable for relisting once the information is received. Copy to PP and all concerned.


(P Narahari)
Member Secretary


(R.K. Sharma)
Member


(Rakesh K. Shrivastava)
Chairman

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16. **Case No. 5242/2016** Prior Environment Clearance for Sand Mining in an area of 13.000 ha. (390000 cum/year) at Khedineema, Tehsil - Handiya, Dist. Harda by M/s Digiana Industries Pvt Ltd, Harda

The case was discussed in 463rd SEIAA meeting 4.01.2018 and it was recorded that :-

"The case was discussed in 371st SEIAA meeting dtd 27.09.2016 and it was recorded that :-

" As per the directives of Hon'ble NGT, (Principal Bench) New Delhi to hold all such cases which were put on agenda No. 48th SEAC-II meeting dtd. 28.08.2016, the case will only be considered after clear directives are received from the Hon'ble NGT (Principal Bench) New Delhi.

In view of above, the above case has been kept on hold as per directives of Hon'ble NGT, New Delhi. State Mining Corporation may be asked to intimate current and legal status of the mine with regard to new sand policy and directives of Hon,ble NGT, so that necessary action can be taken.

As per above decision letter was written to MPSMCL vide Letter no. 1523/SEIAA/18 dated 12-01- 18 and reminder letter No. 2016/SEIAA/18 dated 27.03.18to MPSMCL requesting to intimate the current and legal status of the mine but information is still awaited. Therefore it has been decided to delist the case which shall be liable for relisting once the information is received. Copy to PP and all concerned.

17. **Case No. 5244/2016** Prior Environment Clearance for Sand Mining in an area of 14.000 ha. (420000 cum/year) at Khedineema, Handiya, Dist. Harda by M/s Digiana Industries Pvt Ltd, Harda, MP - 463001

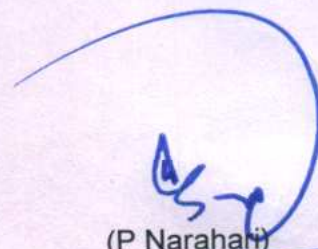
The case was discussed in 463rd SEIAA meeting 4.01.2018 and it was recorded that :-

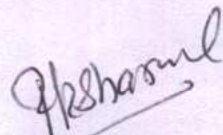
The case was discussed in 371st SEIAA meeting dtd 27.09.2016 and it was recorded that :-

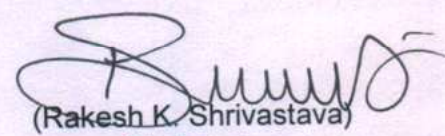
" As per the directives of Hon'ble NGT, (Principal Bench) New Delhi to hold all such cases which were put on agenda No. 48th SEAC-II meeting dtd. 28.08.2016, the case will only be considered after clear directives are received from the Hon'ble NGT (Principal Bench) New Delhi.

In view of above, the above case has been kept on hold as per directives of Hon'ble NGT, New Delhi. State Mining Corporation may be asked to intimate current and legal status of the mine with regard to new sand policy and directives of Hon,ble NGT, so that necessary action can be taken.

As per above decision letter was written to MPSMCL vide Letter no. 1525/SEIAA/18 dated 12-01-18 and reminder letter No. 2016/SEIAA/18 dated 27.03.18to MPSMCL DGM requesting to intimate the current and legal status of the mine but information is still awaited. Therefore it has been decided to delist the case which shall be liable for relisting once the information is received. Copy to PP and all concerned.


(P Narahani)
Member Secretary


(R.K. Sharma)
Member


(Rakesh K. Shrivastava)
Chairman

B. Review of DEIAA Case

Review of DEIAA, Panna Case No. 97/2016 of Shri Ramesh Kumar Gautam for stone quarry in 2.00 ha.in khasra No. 89 of Village Kaoda, Tehsil Pawai, District Panna.


Shri Ramesh Kumar Gautam has submitted representation with all supporting document against DEIAA, Panna vide application dated 10.4.2018 for review as the Case No. 97/2016 has been kept at Serial No. 25 in 5th DEIAA meeting dated 23.12.16 but case has not been resolved. Hon'ble High Court in WP No. 2769/2017 has directed to resolve the issue within a period of 4 months vide its order dated 05.05.2017. Considering the request of applicant, DEIAA, Panna is hereby directed to examine and appraise the case by DEIAA/DEAC and take necessary decision at the earliest possible to resolve the issue. Copy to DEIAA Panna and applicant.

C. Policy Decision regarding Non- Submission of Compliance Report

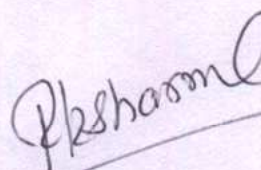
It has come to the notice of SEIAA that the six monthly compliance reports are not being submitted by many Project Proponents to the concerned regulatory authority i.e. MPSEIAA/Regional Office, MoEF&CC, Gol Bhopal on regular basis as per prior EC Condition on 1st June and 1st December of each calendar year. It should be noted that submission of compliance report is mandatory as per section 10 of EIA Notification, dated 14th September, 2006. Further, non-submission of compliance report is also a violation of General condition of prior EC. A hard and soft copy of all backlog half yearly compliance report should be uploaded online on website or sent through e-mail / CD on regular basis i.e. for the period from January-June and July-December in each calendar year. It may also be noted that non furnishing of information may lead to violation of Section-20 of EP Act 1986 & may attract appropriate action including revocation of EC.

In context of above all Project Proponents are hereby informed and directed to submit the compliance report to the concerned regulatory authority i.e. SEIAA/Regional Office, MoEF&CC, Gol Bhopal on regular basis as non furnishing of information is a violation under Section 20 of EP Act, 1986. A serious note in this regard has been taken into consideration and authority decided to issue reminder to all defaulters for submission of backlog compliance report as per condition stipulated in prior EC otherwise necessary action will be initiated against them including revocation of EC under the relevant provision of Environment Protection Act, 1986.

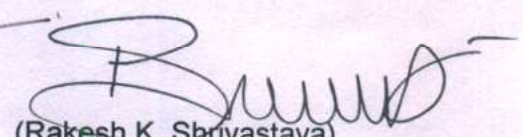
Meeting ended with a vote of thanks to the Chair.



(P. Narahari)
Member Secretary



(R.K. Sharma)
Member



(Rakesh K. Shrivastava)
Chairman