

## Minutes of the 29<sup>th</sup> SEIAA Meeting held on 6<sup>th</sup> February, 2010

The 29<sup>th</sup> meeting of the State Level Environment Impact Assessment Authority was convened on 6<sup>th</sup> February, 2010 at 11.30 A M at the Authority's office in M.P. Pollution Control Building, Paryavaran Parisar, Bhopal chaired by Shri Subroto Banerji, Chairman SEIAA.

The following members attended the meeting:-

1. Shri M. Hashim, Member
2. Smt. Manoj Govil, Member Secretary

### (A) Policy Issues

1. An office memorandum no. J-11013/5/2010-IA II (I) dt 13/01/2010 issued by the Ministry of Environment and Forests, Govt.of India on consideration of projects for environmental clearance based on Comprehensive Environmental Pollution Index has been received by the Authority. It was discussed in the meeting.

Vide the above mentioned MOEF's office memorandum, in four locations in the state namely Indore, Dewas, Nagda-Ratlam & Pithampur the value of Comprehensive Environmental Pollution Index (CEPI) is more than 60. While at the fifth location, namely Gwalior, the value of CEPI is 54.63. It was also instructed therein, to keep such proposals which were in the pipeline pending till August 2010, for locations having a CEPI of more than 70. Further instruction would be issued by the Ministry after reviewing the situation.

In the light of the instructions given vide MOEF's office memorandum no.

J-11013/5/2010-IA (I) dt 13/1/2010. The Authority decided to ask for clarifications from the Ministry on the following issues

- (I) What will be the geographical scope of the restrictions imposed? for example, in case of Indore would it be the Municipal Corporation limits, or the district limits?.
- (II) Should one project (M/s DLF Garden City Ltd, First Floor, Sayaji Plaza, MR-10, Vijay Nagar, Indore - M P, Construction of Integrated Township at village Sulakhedi and Mundla Bagh Teh. Sanwer, Distt. Indore M.P. **Case No. 13/2008**), cleared by SEIAA in its 27<sup>th</sup> meeting held on 13<sup>th</sup> of January, 2010 (i.e. the date of the issue of the above office memorandum) located at Indore be issued environmental clearance or not, since the Ministry's Memorandum was also issued on 13/01/2010, and received by the Authority on 21/01/2010, i.e. after the decision which was already placed on the web-site.

Sd/

**(Manoj Govil)**  
Member Secretary

Sd/

**(M. Hashim)**  
Member

Sd/

**(Subroto Banerji)**  
Chairman

The Authority also decided that the formal prior EC letter that is issued by the Member-Secretary may not be issued in this case (M/s DLF Garden City Ltd, First Floor, Sayaji Plaza, MR-10, Vijay Nagar, Indore - M P, Construction of Integrated Township at village Sulakhedi and Mundla Bagh Teh. Sanwer, Distt. Indore M.P. **Case No. 13/2008**), till clarification is received from the Ministry.

2. The Authority feels that the cases rejected on factual ground will take a long time if considered afresh after Project Proponent submits a reply/representation contesting the rejection of his case.

Hence it was decided that any such reply/representation received from Project Proponent should be placed before the Authority. The Authority may, after considering the reply/representation, may itself take a decision thereon, or if it suited the requirements of the case, refer it back to the SEAC.

**(B) Cases where Project Proponent has desired a change in the decision of SEIAA**

1. Guracharan Singh, Director, BLA Pvt Ltd, 84, Mokal Chamber III Nariman point, Mumbai 140 MW Thermal Power Plant at Vill- Niwari Teh-Gadarwara Distt-Narsinghpur- M.P. **Case no 178/2008**.

The Member Secretary informed the Authority about the pending issue regarding the proposed amendment in the EC letter. The Project Proponent has requested to make following amendments in the EC letter:-

- (i) The permissible emission standard may be changed to 150 mg/Nm<sup>3</sup> instead of 50 mg/Nm<sup>3</sup>.
- (ii) The proposed green belt area may be reduced proportionately as the area in possession is less than that mentioned in form I.

Regarding point (i) above Authority decided to ask the SEAC for its technical views on the matter. Point (ii) of the Project Proponent was rejected, since there was no change in the original area of the project, the green belt area for the entire project would stand as of before.

Sd/  
**(Manoj Govil)**  
Member Secretary

Sd/  
**(M. Hashim)**  
Member

Sd/  
**(Subroto Banerji)**  
Chairman

2. M/s Shanti realty Pvt Ltd, 3, Janki Nagar, Annex A.B. Road, Indore – M.P.  
**Case no 283/2009**

The above case was rejected because the Project Proponent did not submit a firm commitment of supply water from Municipal Authorities.

The Project Proponent has submitted a letter by Zonal officer, Municipal Corporation, Indore stating the commitment to supply water to the project.

Authority decided to ask the Project Proponent to submit a firm commitment letter issued by the office of the Commissioner, Municipal Corporation, Indore stating the date from which water will be provided and quantity of water to be provided to the project.

Since the project is located in Indore distt., but beyond Municipal limits. Hence a final decision will be taken after getting a clarification from MoEF on the office memorandum no. J-11013/5/2010-IA (I) dt 13/1/2010.

3. Maqbool Hussain Stone Slab supply Co. Model ground, Hamidia Road, Bhopal M.P., Kanpohra flag stone quarry 44.265 hact. village- Kanpohra, Teh. Raisen, Distt- Raisen M.P. **Case No.254/2008**

The above case was rejected in the 27<sup>th</sup> SEIAA meeting on the ground of not submitting the Forest Deptt. NOC issued by the Competent Authority. The Project Proponent has submitted an application giving all the details of Khasras in which the permission to mine has been given by mining deptt. Authority observed that the mining lease has been granted in the part of all the three Khasras no 2,5 and 7. But the partition of Khasra has not been done and marked on the map.

Hence Authority decided to write to Collector, Raisen to get the complete details in the matter.

Sd/  
**(Manoj Govil)**  
Member Secretary

Sd/  
**(M. Hashim)**  
Member

Sd/  
**(Subroto Banerji)**  
Chairman

### **(C) Cases recommended by SEAC for Environmental Clearance**

1. Vinod Kumar Agrawal Civil line, Mandla M.P., Dolomite mines 6.81 ha. village Kakaiya Teh. Bichhiya Distt. Mandla -M.P. **Case no 47/2008.**

The above case was recommended by SEAC for prior environmental clearance.

SEIAA while scrutinising the documents submitted by the Project Proponent observed that the Forest Deptt. NOC does not specify the distance of mining lease area from the forest boundary.

Hence it was decided to obtain a forest NOC from the DFO, Mandla specifying the above distance and also the distance from Kanha National Park/its buffer zone/inter state boundary.

2. S.N.S. Minerals Ltd, Maihar Satna M.P., Limestone & Dolomite mine 42.567 ha. Village Tamoria, Teh-Maihar, Distt-Satna M.P. **Case no128/2008.**

The above case was recommended by SEAC for prior environmental clearance.

SEIAA after scrutinizing the documents submitted by the Project Proponent decided to obtained a fresh NOC from the DFO giving all the details as decided in the 27<sup>th</sup> SEIAA meeting.

3. Raghuvir Ferro Alloy Pvt Ltd, Industrial Area Urla, Raipur C H, Manganese ore mine 8.11 hact.1000TPR at vill-Jagantola, Teh-Baihar, Distt.Balaghat- M.P. **Case no 175/2008.**

The above case was recommended by SEAC for prior environmental clearance.

SEIAA while scrutinising the documents submitted by the Project Proponent did not find a Forest Deptt.NOC and hence decided to reject the case on the above ground.

4. Mr Rajendra Gangil, GRL Real Estate Pvt Ltd, D-2, Silver Estate, University Road, Distt-Gwalior – M.P., Housing project comprising of 437 residential unit, one school & one shopping complex in Village-Dongarpur, Putlighar, Distt-Gwalior-M.P. **Case no 420/2009.**

The above case was recommended by SEAC for grant of prior environmental clearance.

Sd/  
**(Manoj Govil)**  
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Sd/  
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Member

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Chairman

SEIAA while scrutinizing the documents submitted by the project proponent found that a demand of 552 KLD water has been envisaged while the CGWA has permitted to draw only 200 KLD water from ground. There is no firm commitment from Gwalior Municipal Commissioner's office regarding supply of the remaining water.

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

5. M/s Divya Dev. Developers Pvt. Ltd, 205, Apollo Arcade, 1/2, Old Palasia, Distt- Indore-M.P., Apollo DB City, Township Project at village Nipanya, Distt- Indore-M.P. **Case no 468/2009.**

The above case was recommended by SEAC for prior environmental clearance.

The SEIAA while scrutinizing the documents submitted, observed that the source of water has been mentioned as ground and tanker water. While NOC issued by CGWA has not been submitted only a letter from a private supplier to supply water has been submitted.

Hence it was decided to send the case back to SEAC for reconsideration to ask the project proponent to submit a firm commitment from the office of the Commissioner, Municipal Corporation, Indore, to supply water with a specific commencement date as well as quantum.

Since the project is located in Indore distt. but beyond Municipal limits. Hence a final decision will be taken after getting the proposal recommended by SEAC after reconsideration and obtaining a clarification from MoEF on the office memorandum no. J-11013/5/2010-IA (I) dt 13/1/2010.

6. Shri Nimish Arora, Director, M/s Aarone Developers Pvt Ltd, 6th Floor, Office Tower, Select City Walk, A-3, District Centre Saket, New Delhi- 110 017. "County Walk" Area Development Project at Village- Zalariya, Plot Area 80.811 ha. Distt- Indore.(M.P) **Case no 477/2009.**

The above case was recommended by SEAC for prior environmental clearance.

Sd/  
**(Manoj Govil)**  
Member Secretary

Sd/  
**(M. Hashim)**  
Member

Sd/  
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Chairman

The SEIAA while scrutinizing the documents submitted, observed that a commitment letter to supply 3000 KLD water, after completion of Narmada phase – III, issued by Ex. Engineer, Indore Municipal Corporation has been submitted by the project proponent.

Authority was of the view that same letter may be issued by the office of the Commissioner, Municipal Corporation Indore. The project proponent may be asked to submit the same. Hence it was decided to send the case back to SEAC on the above ground.

Since the project is located in Indore distt. but beyond Municipal limits. Hence a final decision will be taken after getting the proposal recommended by SEAC after reconsideration and obtaining a clarification from MoEF on the office memorandum no. J-11013/5/2010-IA (I) dt 13/1/2010.

7. M.P. State Mining Corporation Ltd, Paryawas Bhawan, Block No. 1, 2nd Floor Jail Road, Bhopal, Flag stone mine 24.93 hact.at Village- Tehta, Teh. & Distt-Shivpuri-M.P.87500 MT/ Annum **Case No.278/2009**.

The above case was recommended by SEAC for grant of prior environmental clearance.

SEIAA while scrutinizing the documents submitted by the project proponent noticed that the mine area is located within forest area as permitted by the Govt. of M.P. Forest Deptt. order no. F-5/8/91/10-3 dt. 09-08-2005.

The Authority decided to write to DFO for the following information.

- i. Whether the above M.P. Govt. order is still valid.
- ii. Whether the stipulated conditions are adhered to.
- iii. The distance of the mining lease area from the protected areas under Wild Life Protection Act, 1972.

It was also decided by the Authority that the Govt. of M.P., Deptt.of Forests/Mines may also be asked about the present status in this matter.

Sd/  
**(Manoj Govil)**  
Member Secretary

Sd/  
**(M. Hashim)**  
Member

Sd/  
**(Subroto Banerji)**  
Chairman

8. M.P. State Mining Corporation Ltd, Paryawas Bhawan, Block No. 1, 2nd Floor Jail Road, Bhopal, Flag stone mine 10.00 hect. at Village – Laharcha, Distt- Shivpuri-M.P. 28500 MT/ Annum at Village–Laharcha, Distt- Shivpuri-M.P. 28500 MT/ Annum **Case No.279/2009**.

The above case was recommended by SEAC for grant of prior environmental clearance.

SEIAA while scrutinizing the documents submitted by the project proponent noticed that the mine area is located within forest area as permitted by the Govt.of M.P. Forest Deptt. order no. F-5/8/91/10-3 dt. 09-08-2005.

The Authority decided to write to DFO for the following information.

- i. Whether the above M.P. Govt. order is still valid.
- ii. Whether the stipulated conditions are adhered to.
- iii. The distance of the mining lease area from the protected areas under Wild Life Protection Act, 1972.

It was also decided by the Authority that the Govt. of M.P., Deptt.of Forests/Mines may also be asked about the present status in this matter.

9. M.P. State Mining Corporation Ltd, Paryawas Bhawan, Block No. 1, 2nd Floor Jail Road, Bhopal, Flag stone mine 10.00 hect. at Village- Bhilari, Distt- Shivpuri-M.P.23000 MT Annum **Case No.280/2009**

The above case was recommended by SEAC for grant of prior environmental clearance.

SEIAA while scrutinizing the documents submitted by the project proponent noticed that the mine area is located within forest area as permitted by the Govt.of M.P. Forest Deptt. order no. F-5/8/91/10-3 dt. 09-08-2005.

The Authority decided to write to DFO for the following information.

- i. Whether the above M.P. Govt. order is still valid.
- ii. Whether the stipulated conditions are adhered to.
- iii. The distance of the mining lease area from the protected areas under Wild Life Protection Act, 1972.

It was also decided by the Authority that the Govt. of M.P., Deptt.of Forests/Mines may also be asked about the present status in this matter.

Sd/  
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Sd/  
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Member

Sd/  
**(Subroto Banerji)**  
Chairman

## **(D) Cases recommended by SEAC after reconsideration**

1. M.P Lime works Jabalpur, Mining lease area 10.60 h Mining of Dolomite 6707 ton. Seoni, Distt. Jabalpur, M.P **Case no 27/2008.**

The above case was sent back to SEAC for reconsideration on the ground of not submitting forest NOC. Now the Forest Deptt. NOC issued on 30/06/1997 has been submitted by the proponent and the case was again recommended by SEAC.

Authority decided to obtain a latest NOC directly form DFO, Jabalpur as per the format decided in the 27<sup>th</sup> SEIAA meeting.

2. Bright star infrastructure Pvt Ltd. Southtukoganj, Indore M.P., Residential Township at Jatkhedi, Bhopal - M.P. **Case no 43/2008.**

The above case was recommended by SEAC after reconsideration on the ground of source of water.

The project proponent has submitted a commitment letter from the Municipal Corporation, Bhopal stating that from January, 2012 the water will be made available to the project. As the project proponent has a NOC from CGWA to draw 153 KLD of water, SEIAA accepted the new recommendations of the SEAC and decided to accord the prior environmental clearance to the proponent on the condition that the demand of water will be kept below 153 KLD for the first two year i.e 2010 and 2011. The proponent has to obtain a fresh prior environmental clearance after two years stating the water demand on that date and a firm assurance from the Municipal Authority to supply the required water to the project.

3. M/s Lupin Ltd Industrial area Mandideep, Raisen M.P., **Transferred from MoEF**, Proposed capacity enhancement and addition new products 198.202, New Industrial Area No.2, Mandideep Raisen M.P. **Case no148/2008.**

The above case was sent back to SEAC for reconsideration of the ground to ensure the safety measures taken by the Project proponent for health and hygiene of the people in and around the plant.

Sd/  
**(Manoj Govil)**  
Member Secretary

Sd/  
**(M. Hashim)**  
Member

Sd/  
**(Subroto Banerji)**  
Chairman



The Authority while scrutinizing the documents found that the project proponent has mentioned vide letter no LL/RKK/F-42/09 dated 9/12/09, that a on-site emergency management plan has been prepared and the same has been approved by the Director, Industrial Health and Safety, Indore. While no such paper evidence has been submitted.

It was decided by the Authority to directly ask the project proponent whether the proposed capacity enhancement and additional new products for which the prior environmental clearance has been sought are covered in the on-site emergency management plan. They should also submit an attested copy of the letter of approval issued by Director, Industrial Health and Safety, Indore to the Authority.

4. Shri Rakesh Sharma, 357, Byramji town, Nagpur M H, Dolomite mine 5.639 hact. Vill- Malegaon, Teh- Sausar, Distt. Chhindwara M.P. **Case no157/2008.**

The above case was recommended by SEAC after reconsideration. The new Forest NOC specifies the distance of mining lease area from the forest boundary. It does not specify the distance from the protected areas under Wild life Protection Act, 1972.

Hence it was decided to obtain a fresh NOC from DFO Chhindwara in the format decided in the 27<sup>th</sup> SEIAA meeting.

#### **(E) Cases recommended by SEAC for rejection**

1. M/s Manju Singh, Distt-Satna-M.P., Limestone mine 8.094 ha. at Vill- Bhatiya, Teh- Maihar, Satna-M.P. . **Case no. 448/2009.**
2. M/s Manju Singh, Distt-Satna-M.P., Limes tone mine 5.058 ha.at Vill- Bamohari, Teh- Raghuraj Nagar, Distt-Satna M.P. **Case no 449/2009.**
3. M/s Manju Singh, Distt-Satna-M.P, Limes tone mine 7.932 ha. at Vill- Bamohari, Teh- Raghuraj Nagar, Distt-Satna M.P. **Case no 450/2009.**
4. M/s Manju Singh, Distt-Satna-M.P., Lime stone mine 8.094 ha. at Vill- Latagaon, Teh- Maihar, Distt-Satna-M.P. **Case no 451/2009.**
5. M/s Manju Singh, Distt-Satna-M.P, Lime stone mine 6.794 ha. at Vill- Barahia, Teh- Maihar, Distt-Satna-M.P. **Case no 452/2009.**
6. M/s Manju Singh, Distt-Satna-M.P., Limes tone mine 40.090 ha. at Vill- Rewra, Teh- Raghuraj nagar, Distt-Satna-M.P. **Case no 453/2009.**
7. M/s Manju Singh, Distt-Satna-M.P. Lime stone mine 7.944 ha. Vill- Latagaon, Teh- Maihar, Distt- Satna-M.P **Case no 454/2009.**

Sd/  
**(Manoj Govil)**  
Member Secretary

Sd/  
**(M. Hashim)**  
Member

Sd/  
**(Subroto Banerji)**  
Chairman

All the above cases mentioned at Sr. No 1 to 7 were returned by SEAC on following ground:-

“Despite of third opportunity, neither the Project Proponent nor his representatives was present to help in understanding the location based documents etc. nor to explain discrepancy/gap if found any during the deliberation. It was felt that the Project Proponent may not be interested to continue the project, hence committee decided to send back the case to SEIAA for further action in this matter”.

SEIAA agrees with the views of SEAC and decided to reject all the seven cases on the above ground.

Meeting ended with a vote of thanks to the chair.

Sd/  
**(Manoj Govil)**  
Member Secretary

Sd/  
**(M. Hashim)**  
Member

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Chairman