

Minutes of the 136th Meeting of SEIAA dated 11.06.2013

The 136th meeting of the State Level Environment Impact Assessment Authority was convened on 11.06.2013 at 02.00 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 Sharad Kumar Jain Member Secretary I/C

A. Following cases have been considered on the basis of the receipt of the additional information.

S No	Case No.	No. & date of SEIAA meeting in which add. information was asked	Date of issue of minutes of SEIAA meeting	Date of Rcpt. of last inform.
1.	119/2008	67 th SEIAA meeting dtd. 29.09.2011	04.10.2011	22.03.2013
2.	122/2008	101 st SEIAA meeting dtd. 27.07.2012	30.07.2012	07.03.2013
3.	292/2009	92 nd SEIAA meeting dtd. 21.05.2012	29.05.2012	08.03.2013
4.	481/2009	116 th SEIAA meeting dtd 08.01.2013	16.01.2013	13.02.2013 21.03.2013
5.	606/2010	108 th SEIAA meeting dtd. 01.10.2012	06.10.2012	06.04.2013
6.	680/2012	121 st SEIAA meeting dtd 28.02.2013	07.03.2013	03.04.2013 16.04.2013

B. Other cases

S No	Case No.
7.	614/2010 EC issue on 27.12.2012 - CC letter from T & CP regarding Road Width condition
8.	626/2011 PP letter revision in the EC title
9.	629/2011 PP letter revision in the EC title
10.	630/2011 EC issued to PP letter regarding condition of internal road width

1. **Case no. 119/2008**, Prior Environmental Clearance for Harradol Under Ground Coal mines at Kanhan area of 27.45 ha for production capacity 0.135 MTPA at Village Harradol, Teh-Junerdeo, District Chhindwara M.P by C.G.M., Kanhan Area Western Coalfields Ltd, P.O. Dunguria, District Chhindwara (MP)-480553.

- (1) The case was discussed in 60th SEAC meeting dated 30.06.2010 and **recommended in 61st SEAC meeting dtd. 29.07.2010** based on the submission of documents and presentation made by the PP the committee has **recommended for grant of prior EC to the project subject to the 9 conditions.**
- (2) It was noted that the PP has applied in **Form-I** for Prior Environmental Clearance of **Western Coalfiled Litmitted Harradol Under Ground Coal mines** (Semi Mechanized bord & pillar method & caving) in an area of 27.45 ha. for production capacity 0.135 MTPA at **Survey No. as per schedule (Annex-2)** at Harradol Patch of Rakhikol Colliery, Teh- Junerdeo, District Chhindwara (M.P.).
- (3) It was noted that the case was discussed in 47th, 48th, & 67th SEIAA meetings dtd. 22.01.2011, 05.02.2011 & 29.09.2011 respectively.

The case was discussed in 67th SEIAA meeting dtd. 29.09.2011 and it was been recorded that.... " As per above decision the letter was supposed to be sent to PCCF wildlife, Bhopal. However, the letter was wrongly sent to PCCF, Chhindwara. In the mean time Western Coalfield Ltd. has submitted (vide letter nil dtd. 22.08.11) notarized copy of the toposheet indicating that distance of the Satpura, National park is 21.2 km and that of Pench Tiger reserve is 57.5 km. The PP also submitted the

(Sharad Kumar Jain)
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Minutes of the 136th Meeting of SEIAA dated 11.06.2013

notarized copy of order of the diversion of forest land for 40.70 ha (including 4.85 ha for surface rights) issued by the MoEF vide F No. 8-74/2000-FC dtd. 23.09.10 under Forest Conservation act, 1980.

The Authority examined the documents and found them to be satisfactory. However, the Authority while scrutinizing other documents submitted by the PP earlier, found that there is no record related to grant of permission for mining lease area. Therefore, the Authority decided that a letter may be sent to PP for providing notarized copy of the mining lease document by 29.10.11.

- (4) It was noted that the proponent has submitted reply vide their letter no. WCL/KAN/ENV/HAR/363 dtd.21.03.2013 received in SEIAA office on 22.03.2013 and provided the following information :-

- Notarized copy of Mining Lease.
- Notarized copy of Application for the Renewal of Mining Lease.

- (5) It was noted that the lease was valid up to 30.10.2005 and the PP has applied for renewal of mining lease in prescribed format (Form-J) to the State Govt. on 11.07.2002 through Collector, Chhindwara.

Further it was found in the record submitted by PP that the Collector (Mining Division) vide L.No. 32 dated 07.01.2013 has informed to the PP (Area survey Officer, Kanhan Area, WCL) that the application was forwarded to the State Govt. through Office L.No. 434 dated 31.01.2012 for renewal of the lease. The renewal is yet to be decided at State Govt. level.

In this context it was decided to write a letter to the Secretary, Mineral Resource Department, GoMP to provide the information about the status of the renewal of the mining lease and reason for the pendency of the renewal at State Govt. level. The information should be made available at the earliest.

2. **Case No. 122/2008** - Prior Environmental Clearance for **Lime Stone Mine** (Opencast Manual Mining Method) in an area of 9.5 ha. for production capacity 15,000 MT/year at Khasra nos. 971, 972, 987 & 988 at Village-Jhinna, Tehsil-(New) Ram Nagar, District-Satna (M.P) by Shri Surendra Kumar Agarwal M/s Balaji Stone Lime Company, Lalpur Burhar, District-Shahdol-484110.

- (1) The case was discussed in 44th SEAC meeting dtd. 23.12.2009, 51st SEAC meeting dtd. 23.03.2010 and recommended in 93rd SEAC meeting dtd. 10.04.2012 based on the submission of documents and presentation made by the PP the committee has recommended for grant of prior EC to the project subject to the 9 special conditions.
- (2) It was noted that PP has applied for Prior Environmental Clearance for Lime Stone Mine in an area of 9.5 ha. in Khasra nos. 971, 972, 987 & 988 at Village-Jhinna, Tehsil-(New) Ram Nagar, District-Satna (M.P) for production capacity 15,000 MT/year by Shri Surendra Kumar Agarwal, M/s Balaji Stone Lime Company, Lalpur Burhar, District-Shahdol-484110.
- (3) It was noted that the case was discussed in 93rd SEIAA meeting dtd. 24.05.2012 and it was recorded that No documents pertaining to mining lease after 1994 has been submitted by PP. Hence, prior Environmental Clearance can not be considered and the case is summarily rejected. A letter to this effect should be sent to PP, Collector, Satna, Member Secretary, SEAC, Member Secretary, MPPCB and Mineral Resources Deptt. GoMP.
- (4) Further, the case was discussed in 101st SEIAA meeting dtd. 27.07.2012 and it was recorded that The information submitted by PP in SEIAA office on 22.06.2012 was examined and it is noted that Mineral Resource Deptt. GoMP (vide letter no. F 3-88/94/12-1 dtd 23.03.11) has given approval for renewal of mining lease to PP for 20 years from 11.10.94 in an area of 23.58 acres (9.5 ha.), Khasra Nos. 971, 972, 987 & 988. As per the Khasra Panchsala submitted by PP it is Government land. Hence land ownership documents were found satisfactory.

(Sharad Kumar Jain)
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The afforestation plan in an area of 6.0 ha with **plantation of 9,000 tress was examined and found to be satisfactory.**

It is noted that the **Public Hearing** was carried out at government primary school village Sonwarsa, tehsil Amarpatan. It was decided that a letter should be sent to Collector, Satna asking (a) why the public hearing was conducted at the government primary school, village Sonwarsa instead at site of mine? (b) Distance of the mining site from public hearing place. This information should be submitted to SEIAA latest by 31.08.2012. A copy of this letter should be endorsed to PP also.

- (5) It was noted that the Collector, District-Satna vide letter Endt. No. 375 dtd. 27.02.2013 has provided following information :-

(अ) खदान की लोक सुनवाई दि०-11.09.2009 को हुई थी, जो कि बरसात का मौसम था एवं खदान के पास कीचड़ हो रहा था, जिससे माइन्स से 600 से 700 मीटर पर स्थित शासकीय पूर्व माध्यमिक विद्यालय सोनवर्षा में सुनवाई कराई गयी थी।

(ब) खदान से सुनवाई स्थल शासकीय पूर्व माध्यमिक विद्यालय सोनवर्षा की दूरी 600 से 700 मीटर है।

The public hearing was conducted under the Chairmanship of Addl. Collector District-Satna. No adverse comment was recorded during public hearing.

In context of above considering the circumstances the place of Public Hearing is acceptable.

- (6) It was noted that as per DFO L.No. 3381 dtd. 25.05.2011 there is no Sanctuary within 10 km radius and lease area is not a restricted area as per Wild Life Act 1972. PP has also obtained NOC from Forest Deptt. vide Conservator Forest Satna L.No. 1397 dtd. 17.02.2010. Criterion of Interstate Boundary is not applicable in this case. Hence, General Condition is not attracted.

- (7) It was noted that the PP has submitted mining plan approved by IBM vide No. म.प्र. /सतना/लाइम/मा.प्ला/आर-18/95-96 दिनांक 24.07.96. The life of mine is mentioned 65 years in Mine Plan and 48 years in EIA report (714032 Tonnes/15000 Tones = 47.60 years say 48 years).

It was noted that the PP has applied for environmental clearance in 2008 and the mining plan was approved in 1996. Supposing the mining was carried out from 1996 to 2008 even then sufficient mineral reserve is available for the lease period. It was decided that the mining will be allowed up to the lease period only i.e. 10.10.2014.

- (8) It was decided to accept the recommendation of 93rd SEAC meeting dtd. 10.04.2012 to grant Prior Environmental Clearance for **Lime Stone Mine** (Opencast Manual Mining Method) in an area of 9.5 ha. for production capacity 15,000 MT/year at Khasra nos. 971, 972, 987 & 988 at Village-Jhinna, Tehsil-(New) Ram Nagar, District-Satna (M.P.) for lease period only i.e. up to 10.10.2014 by Shri Surendra Kumar Agarwal, M/s Balaji Stone Lime Company, Lalpur Burhar, District-Shahdol-484110.

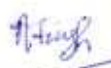
3. **Case No. 292/2009** – Prior Environmental Clearance for **White Clay Mine** (Opencast Manual Mining Method) in an area of 16.187 ha. for production capacity 5,000 TPA at Khasra no. 512/2 (part) at Village-Parasrampura, Tehsil-Maihar, District-Satna (M.P) by Shri Mahesh Prasad Gupta, Post Dhanwari, Tehsil-Raghurajnagar, District-Satna (M.P).

- (1) The case was discussed in 26th SEAC meeting dtd. 28.05.2009, 49th SEAC meeting dtd. 23.02.2010, 77th SEAC meeting dtd. 25.08.2011, 84th SEAC meeting dtd. 09.11.2011. The case was recommended for grant of prior EC in 77th SEAC meeting 25.08.2011 with 11 specific conditions.

- (2) It was noted that PP has applied for Prior Environmental Clearance for **White Clay Mine** (Opencast Manual Mining Method) in an area of 16.187 ha. in Khasra nos. 512/2 (part) at Village-Parasrampura, Tehsil-Maihar, District-Satna (M.P) for production capacity 5,000 TPA by Shri Mahesh Prasad Gupta, Post Dhanwari, Tehsil-Raghurajnagar, District-Satna (M.P).


(Sharad Kumar Jain)
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- (3) It was noted that the case was discussed in 79th SEIAA meeting dtd. 16.01.2012 and it was 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.
- (4) Further, the case was discussed in 92nd SEIAA meeting dtd. 21.05.2012 and it was recorded that 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.
- (5) It was noted that with reference to above the PP has submitted (i) notarized copy of approved mining plan (म.प्र. / सतना / वाईटक्ले / मा.प्लान / एम-03 / 2000-01 दिनांक 06.09.2000) (ii) copy of letter dtd. 13.10.2008 from Collector Office, Satna (iii) NOC dtd. 19.11.2010 from Conservator Forest, Satna (iv) application dtd. 27.12.2004 (Form-J) for renewal of lease, etc.

Further, PP vide letters dtd. 28.06.2012 & 09.07.2012 has requested to not close the case and kindly accord prior EC by considering deemed lease Under Section 24A(1) & (6) of MCR 1960.

- (6) It was noted that in the letter from office of Collector (Mining Division) vide L.No. 1484 dated 13.10.2008 it is mentioned that उक्त स्वीकृत खनिपट्टा का प्रथम नवकरण आवेदन दिनांक 27.12.2004 को इस कार्यालय में प्रस्तुत किया गया है। नवकरण आवेदन पत्र अभी विचाराधीन है। नवकरण आवेदन समयावधि के अंदर प्रस्तुत हो जाने से खनि रियायत नियमावली 1960 के नियम 24(6) के तहत खदान की अवधि निरंतर है।

In this context it was decided to write a letter to the Secretary, Mineral Resource Department, GoMP to provide the information about the status of the renewal of the mining lease and reason of the pendency of the renewal at State Govt. level. The information should be made available at the earliest.

4. **Case No. 481/2009**, Prior Environmental Clearance for captive thermal power plant in an area of 4.848 ha for production capacity 35 MW at 187/2/KA/1/KA/1, 210/1/KA/1, 210/1/KA/2, 210/2/KA/1/KA, 210/2/KA/1/KHA, 210/2/KHA/1/1/KA, 210/2/KHA/1/1/KHA, 210/440/1, 210/440/2, 210/440/3, 215/1/KA, 215/1/KHA, 215/2/1, 215/2/2, 215/2/3, 215/2/4, 216/1/KA/2, 217, 220/414, 221/1/KHA, 221/1/KA/4, 227, 256/3 Village Bela, Tehsil Raghurajnagar, District Satna, (MP) by M/s Birla Corporation Ltd. (Cement Div.), PO Birla Vikas, Satna, 485005, MP

- (1). The case was discussed in 116th SEIAA meeting dated 08.01.2013 and it is recorded that"
- The case was discussed in 107th SEAC meeting dated 11.10.12 and recommended in 109th SEAC meeting dated 06.11.12. It is recorded that... "The EIA report, EMP and other submissions made by the PP were found to be satisfactory and acceptable hence committee decided to recommend the case for grant of prior EC subject to the 8 special conditions."
 - It was noted that the Public Hearing was held on 11.11.2011 at Govt. Primary School, Bela under the Chairmanship of Additional Collector, Satna. The issues raised during public hearing were of general nature, nothing adverse was found regarding degradation of the environment.

(Sharad Kumar Jain)
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- iii. It was noted that the area of coal storage has been earmarked as per the break-up of land use details for proposed land given below :-

S. No.	Project Activity	Area (ha)
1.	Power Plant	1.45
2.	Coal Storage	0.53
3.	Green Belt	1.70
4.	Others	1.17
	Total	4.85

- iv. It was found that earlier ToR was issued by the SEAC (vide no. 85 dtd 03.02.2010) for the proposed project at PO Birla Vikas (existing Cement Plant) District Satna. Thereafter revised ToR was issued (SEAC vide no. 11 dtd 13.01.2011) for the same project at village Bela, Tehsil - Raghurajnagar, District Satna. The report about details of land and ownership records for the changed site was not prepared therefore, it was decided that the same should be examined by the SEIAA office.

- v. The document submitted by the PP regarding coal linkage was examined and it was noted that in a point wise reply of ToR issued by SEAC vide letter no. 11/PS-MS/MPPCB/ SEAC /ToR (71)/2011 dtd 13.01.11 the PP has submitted that coal required for this project will be sourced from our own Coal Washery (2.0 km away from the proposed project site).

Further it was also noted that the PP has enclosed the copy of the Office Memorandum from Ministry of Coal, Gol (vide no. 23014/ 2/2008-CPD dtd 31.03.2008) wherein minutes of 258th meeting of the Standing Linkage Committee to consider coal linkage to cement plant for the quarter April – June, 2008 is enclosed. The letter is enclosed in final EIA/EMP report at Annexure-II.

- vi. While discussing this issue it was observed that Coal Washery project up to 1 million tons per annum requires prior environmental clearance under category – B as item 2(b). It is decided that PP should be asked to inform whether he has got prior environmental clearance or not for coal washery at Birla Corporation Ltd. (Cement Division), Satna, MP.

In this regard it is decided that PP should be asked to provide the clear status of the coal linkage to the proposed Captive Thermal Power Plant.

- vii. It was decided that the PP should submit the information by 28.02.2013."

- (2). In response to above query, reply submitted by PP (vide letter dtd 13.02.13, 15.02.13 & 18.03.13 received in SEIAA office on 13.02.13, 19.02.13 & 21.03.13 respectively) was examined in depth and it is noted that :-

- (i). PP (vide letter dtd 13.02.2013) has submitted the details of Khasra Nos. & Khasra Panchsala for 2011-2012. Further vide letter dtd 18.03.13 PP has clarified that the PP mentioned khasra no. 141,142,144,216 & 447 in Form-1 but due to some reason land owner had refused to sell the said land hence PP purchased new land (total 23 Khasras area 4.848 ha) (khasra nos. 187/2/KA/1/KA/1, 210/1/KA/1, 210/1/KA/2, 210/2/KA/1/KA, 210/2/KA/1/KHA, 210/2/KHA/1/1/KA, 210/2/KHA/1/1/KHA, 210/440/1, 210/440/2, 210/440/3, 215/1/KA, 215/1/KHA, 215/2/1, 215/2/2, 215/2/3, 215/2/4, 216/1/KA/2, 217, 220/414, 221/1/KHA, 221/1/KA/4, 227, 256/3) adjacent to the earlier land. Khasra nos. and the documents of new land were included in the EIA Report submitted to SEAC, however by mistake in Form -1 in the Khasra nos. were not changed. It is decided to accept the

(Sharad Kumar Jain)
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request of PP to revise Khasra Nos. given earlier in Form-I. As per Khasra Panchsala (2011-2012) the land (total 28 Khasras & total area 4.924 ha) belongs to M/s Birla Corporation Ltd. Cement Division, Satna, MP and is satisfactory.


- (ii). PP has submitted that the source of coal is proposed to be from coal washery plant located within their Cement Plant Unit at a distance of 2 km from the proposed thermal power plant. Reject Coal available from Coal washery after washing linkage coal is 1032.90 tons/day which will be used for new 35 MW proposed thermal Power Plant. PP has submitted that the coal linkage for existing cement plant & existing 27 MW Power plant is 619740 tons/year, the details of which are given in Annex-II in Final EIA/EMP report. It is noted that as per the details the coal linkage for Central Region, Birla Corporation Ltd. Cement Division, Satna is from SECL / KR & SECL / KRB (minutes of 258th meeting dtd 20.03.2008 of Standing Linkage Committee (short term) for cement plants) for the first quarter 2008-2009. It is noted that the coal linkage document submitted by PP are for their existing cement plant. **It is decided that PP should be asked whether Ministry has given permission for using that coal in the proposed thermal power plant located at village Bela. PP should submit a copy of the permission issued by the Coal Ministry for using said the coal in the proposed 35 MW thermal power plant.**

(3). PP should submit the above information latest by 20.08.2013.


5. **Case No. 606/2010**, Prior Environmental Clearance for J.J. Distilleries & Beverages Pvt. Ltd. Grain based Distillery (28 KLPD) of Alcohol, IMFL bottling of 5000 cases per day and cogeneration power plant 1.5 MW area 15 Acres (6.07 ha) Khasra nos. 410, 411, 412, 416 to 420, 429 to 432, 434, 434/1012, 435, 437, 438, 440, 441, 442, 456, 545, 546 & 548 (total 24 Khasras) at Village – Imaliya, Tehsil & District Morena (M.P.) by M/s J.J. Distillers & Beverages Pvt. Ltd through Shri Gaurav Chaturvedi, Nagendra Bhawan, Narayni Bai Ki Gali, Near Nagar Palika, Duttapura, Distt.- Morena (M.P) –476001

(1). The case was discussed in 108th SEIAA mtg dtd. 01.10.12 and i.....

- i. The case was discussed in 101st SEAC meeting dtd 22.08.2012 it is recorded that ".....After deliberations committee has recommended the project for grant of prior EC subject to 12 special conditions."
- ii. The case was examined and it is noted that initially the site was proposed at village Jafarabad, District Morena (area 7.75 acres) however as per SEAC recommendation for alternative site, the new site was selected by PP at village Imaliya, District Morena (area 15.0 acres i.e. 6.07 ha) and revised Form-1 was submitted and subsequently revised ToR was issued by SEAC. Accordingly in the SEIAA agenda and minutes new site (village Imaliya area 15.0 acres i.e. 6.07 ha) has been mentioned.
- iii. The Chambal Century is located 12 km from the site (DFO, Morena letter no. Ma.Chi./10/3186 dtd 11.07.12), however, the letter from Collector / EE PWD, Morena regarding distance of interstate boundary is not submitted.
- iv. The nearest forest boundary is 10 km from the proposed site (DFO, Morena letter no. Ma.Chi./10/3186 dtd 11.07.12).



(Sharad Kumar Jain)
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(M. Hashim)
Member



(Amar Singh)
Chairman

Minutes of the 136th Meeting of SEIAA dated 11.06.2013

- v. The total land requirement is 6.07 ha. However notarized copy of land ownership documents, notarized copy of latest Khasra Panchsala, diversion order, copy of license, permission from Industries Deptt., NOC from Gram Sabha (readable) and other document as per MP, SEIAA office memorandum (no. 964 & 966 dtd 27.01.2012) and other requisite permission for alternative site at village Imaliya have not been submitted.
 - vi. The total water requirement is 1038 KLD out of which fresh water requirement is 416 KLD and recycled water 667 KLD. The source of fresh water is proposed to be met from ground water; however the permission from Central Ground Water Board for extraction of ground water is not submitted.
 - vii. The public hearing was examined and it was found that there is nothing adverse.
 - viii. It was noted that PP has applied for cogeneration of power plant of 1.5 MW for which 70 Tonnes per day of coal shall be required. PP should submit the source of obtaining the coal specifying whether it will be purchased from market or link with any coal block.
 - ix. It was decided that :-
 - a. A letter should be sent to PP for submission of all the above information by 30.11.2012.
 - b. A letter should be sent to Collector / EE PWD, Morena to provide information to PP regarding distance of interstate boundary.
- (2). In response to above queries, reply submitted by PP (vide letter dtd 05.11.12, 24.01.13, 22.02.13, 04.04.13 & 22.05.13, received in SEIAA office on 08.11.12, 29.01.13, 28.02.13, 06.04.13 & 27.05.13 respectively) were examined in depth and it is noted that :-
- (i). The Chambal Century is located at a distance of 12 km from the site (DFO, Morena letter no. Ma.Chi./10/3186 dtd 11.07.12), and interstate boundary is located at a distance of 12.8 km (Collector, Morena letter no. 5590 dtd. 01.11.12). Hence, the general conditions as per EIA Notification 2006 are not attracted.
 - (ii). PP has submitted (vide letter dtd. 05/11/12) permission from Ministry of Industries, GoI letter dtd 21.05.2012 & copy of letter from GoMP, Commercial Tax Department (LOI) dtd 25.02.2011 and found satisfactory.
 - (iii). It is noted that PP has applied for land diversion and has submitted copy of letter from MPVPS (dtd 31.01.2013) stating that the case is being examined.
 - (iv). It is noted that in Form-1 PP has mentioned village name as "Imaliya" however, actually it is village "Firozpur" under the Gram Panchayat Imaliya for which PP has submitted Khasra Panchsala 2011-2012 and letter from Tehsildar dtd 20.02.2013. PP (vide letter dtd 22.05.2013 received in SEIAA office on 27.05.2013 point no. 4) has submitted that "Due to above misunderstanding towards common name of the village, we have written Imliya instead of Firozpur in our application form and we extend our sincere regret for the inconvenience caused." **It is decided that as submitted by PP the name of the village "Firozpur" should be taken in record for the proposed site.**


(Sharad Kumar Jain)
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

(M. Hashim)
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- (v). As per the notarized copy of Khasra Panchsala 2011-2012 submitted by PP (vide letter dtd. 05/11/12) the proposed land (village Firozpur) is in the name of J.J. Distillers & Beverages Pvt. Ltd Director Shri Gaurav Chaturvedi & in individual name of Shri Gaurav Chaturvedi S/o Shri Jitendra Chaturvedi and is satisfactory.
- (vi). PP (vide letter dtd. 22.02.13 received in SEIAA office 28.02.13) has submitted copy of ground water permission (CGWA letter no.21-4 (141)/NCR/CGWA/2012-130 dtd. 18.01.13) for abstraction of 426 m³/day of ground water with conditions and is satisfactory. **It is decided that PP should strictly follow the conditions stipulated in the NOC (CGWA letter no. 130 dtd. 18.01.13) for ground water abstraction.**
- (vii). It is noted that the manufacturing process includes the crushing of the grains, preparation of slurry, yeast propagation, fermentation, decantation and distillation of fermentation wash. PP has proposed zero discharge technology for treatment of effluent and as such there will no generation of industrial effluent. The decantation section will comprise of centrifuge decanter for separation of suspended solid from spent slops coming out of distillation plant. The wet cake from the decanter will be taken to dryer while the slops from decanter will be collected & recycled for further evaporation, the Solids will be mixed with wet cake and used as cattle feed and condensate will be recycled back in the process. The total process will be carried out under vacuum and the vapors generated in the system will be reused to economize steam consumption through thermal vapor recompression system. The water recovered from the evaporation will be recycled in the plant (dilution of slurry, cooling tower, floor, washing, plantation etc.) and the resultant slurry is passed through Force circulation finisher for 50-55% concentration. Resulted 50-55% concentrated spent wash is sprayed at the incinerator, where the water is evaporated and dry matter is burnt (.ppt & 101st SEAC meeting dtd 22.08.12).
- (viii). Total solid waste generation will be around 38-39 TPD wet grains, 1-2 TPD yeast sludge which is proposed to be used for cattle feed. The boiler ash (15- 20 TPD) generated shall be stored in silo and given for brick manufacturing.
- (ix). PP vide letter dtd 05.11.12 has submitted a copy of letter of coal suppliers (Shree Balaji Traders & Sethi Coal Depot.) in which it is mentioned that the supplier would provide the coal as per requirement. According to PP the boiler is designed on the basis to take feed of locally available biomass such as Millet, Tur & mustard stalks along with the rice husk & coal with the said design basis coal requirement would be reduced significantly.
- (x). It is noted that PP has not submitted the coal linkage from the Ministry of Coal. **It is decided that :-**
- a. PP should submit what efforts he has done to obtain permission for coal linkage from the Ministry.


(Sharad Kumar Jain)
Member Secretary I/C


(M. Hashim)
Member


(Amar Singh)
Chairman

- b. **Alternatively PP should be asked to inform us whether the boiler can be operated using biomass only as fuel and if yes the quantity of biomass required for the proposed project and its availability.** It is to mention that the power plants up to 15 MW based on biomass and using auxiliary fuel such as coal /lignite / petroleum products up to 15% are exempted for prior EC under EIA Notification amendment dtd 01.12.2009 (refer Para V (iii) (c) (i)). **PP should submit the information as above clarifying the use of fuel for power generation.**

(3). PP should submit the above information latest by 20.08.2013.

6. **Case no. 680/2012**, Prior environmental clearance for Expansion of production capacity from SSP 300 TPD to 600 TPD and GSSP 150 TPD to 600 TPD at 413 A (total plant area 31,617 Sqmt), Nimrani Industrial Area, Nimrani, Village-Nimrani, Tehsil Kasrawad, Distt. – Khargone (M.P.). by Shri Mukesh Mittal, Director, M/s Liberty Urvarak Limited, 304, Bafna Tower, Opp. Fortune Landmark Hotel, Vijay Nagar, Indore (M.P.) 452010.

- (1). The case was discussed in SEIAA meetings 114th dtd 06.12.12 & 121st dtd 28.02.2013 and as per discussion in 121st meeting it was recorded that "i.....iv


v The query reply submitted by PP (vide letter dtd 03.01.2013, 28.01.2013 & 07.02.13 received in SEIAA office on 08.01.2013, 29.01.2013 & 07.02.13 respectively) was examined and it is noted that :-

- a. That water supply is from outside sources i.e. supplier. PP has submitted copy of work order (dtd 15.04.12) to the Supplier and copy of permission dtd 10.04.12 from Gram Panchayat, Khalghat District Dhar to the Supplier. PP has submitted assurance letter from DIC (6085 dtd 22.12.12) Khargone regarding water supply from Narmada River in Nirmani Industrial Area after agreement with Indore, Municipal Corporation and is satisfactory.
- b. PP has submitted notarized copy of letter of Regional Office MPPCB, Indore (no. 157/तक.शास./13 dtd 15.01.13 & no. 381 dtd 05.02.13) in which it is mentioned that no violation notice has been issued to M/s Liberty Urvarak Limited from 01.01.10 to 31.12.2012. Further it is mentioned that Case No. 67 dtd 29.12.2010 under section 21 of Air Act 1981 is in process in the court.


It was decided that the a letter should be sent to Member Secretary, MPPCB, Bhopal to give current status and factual details and charges framed against the PP in Case No. 67 dtd 29.12.2010 under section 21 of Air Act 1981 which is pending in the court against the PP. A copy of this letter should be endorsed to Regional Officer, MPPCB, Indore and PP, also."

- (2). In response to above queries, reply submitted by PP (vide letter dtd 03.04.13, 15.04.13 received in SEIAA office on 03.04.2013 & 16.04.13) was examined in depth and it is noted that :-

- (i). In the notarized copy of letter no. 76/ROI/PCB/KR – 99/13, Indore dtd. 25.03.13 issued by Regional Officer, MPPCB, Indore it is mentioned that the notices under case no. 67 dtd. 29.12.2010 has been served to the accused, bail has been taken by all accused in this case and framing of charge is under process.
- (ii). PP (vide letter dtd 15.04.13) has submitted "During the monitoring of Ambient Air and SPM, Fluorine in stack on dated 18.8.2010 Fluorine content was


(Sharad Kumar Jain)
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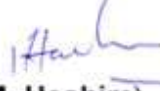
29 mg / NM³ against prescribed norm of 25 mg / NM³. All other monitoring results of ambient air and SPM were within prescribed norms. We are attaching herewith concerned monitoring report for your kind reference please." It is noted that as per the report (dtd 23.08.2010) of analysis conducted on 18.08.2010 of Regional office MPPCB, Indore the reported fluorine emissions 29.2 mg / nm³ which is marginally above the standard limit of 25 mg / Nm³ (emission regulation part – 2 by Central Pollution Control Board February 1998 for fertilizer plant). The MPPCB report does not clearly indicate that any serious environmental injury has been caused in the said violation. As the case is already in the court of law for the said violation and no violation notice has been issued to the PP in the past three years i.e. from 01.01.10 to 31.12.12 (MPPCB Regional Officer letter no. 157/तक.शास/13 dtd 15.01.13 & no. 381 dtd 05.02.13) hence, decision of denial for Prior Environmental Clearance for expansion project would be a harsh step.


- (3). It was decided to accept the recommendations with four special conditions of 106th SEAC meeting dtd 10.10.2012 & SEIAA conditions and accord prior Environmental Clearance to Expansion of production capacity from SSP 300 TPD to 600 TPD and GSSP 150 TPD to 600 TPD at 413 A (total plant area 31,617 Sqmt), Nimrani Industrial Area, Nimrani, Village-Nimrani, Tehsil Kasrawad, Distt. – Khargone (M.P.). by Shri Mukesh Mittal, Director, M/s Liberty Urvarak Limited, 304, Bafna Tower, Opp. Fortune Landmark Hotel, Vijay Nagar, Indore (M.P.) 452010.

7. Case No. 614/2010, Prior Environmental Clearance for Residential Township Project "Prem Shanti Residency" at Village Kumerdi, P. O. Bhawrasla, Tehsil Sanwer, District Indore, MP by M/s J K M Projects Pvt Ltd C/o J K Investment Pvt Ltd MR- 10, Near Toll Tax Booth Hotel-Sheraton, Distt-Indore, MP

- (1). The case was considered and prior EC was accorded in 114th SEIAA meeting dtd 06.12.2012 and accordingly the prior EC letter was issued vide letter no. 1827 dtd 27.12.12.
- (2). Joint Director, T & CP Indore (endt. vide letter no. 7497 dtd 03.12.2012) regarding road width (Para 5 (v) in minutes of 103rd SEIAA meeting dtd 17.08.12) and also the PP letter submitted earlier (dtd 03.11.12 received in SEIAA office on 08.11.12) was examined in depth and it is noted that :-
- (i). in the EC letter issued vide no. 1827/SEIAA/12 dtd 27.12.12 the condition is imposed by Authority that ".....width of main internal road from gate to reach the buildings within the premises should be not less than 12 m and if it is not ensured then it will be considered as violation of EC, and besides other penal actions under section 5 of the Environment (Protection) Act could be taken."
- (3). As per MoEF, Gol office memorandum 21-270/2008-IA.III dtd 07.02.2012 the submission of T & CP and PP regarding the width of internal road is not acceptable. The above condition (2 (i)) is revised and **it is decided that the minimum width of the internal main road from gate to reach the building within the campus should not be less than 15 m for the building having height between 15 - 30 m as per MoEF, Gol office memorandum 21-270/2008-IA.III dtd. 07.02.2012.** It is to be pointed out


(Sharad Kumar Jain)
Member Secretary I/C


(M. Hashim)
Member


(Amar Singh)
Chairman

that the Environment (Protection) Act 1986 has overriding effect over other acts as per section 24 (1) of the act.

"Subject to the provisions of Sub-section (2), the provisions of this Act and the rules or orders made therein shall have effect notwithstanding anything inconsistent therewith contained in any enactment other than this Act"

It is to mention that the MoEF, memo dtd 07.02.2012 has been issued under the Environment (Protection) Act 1986

(4). It is decided that accordingly PP and all concerned should be informed.

8. **Case No. 626/2011, Prior Environmental Clearance for Proposed Residential Project Heritage Hill Near Ahmadabad Palace, Kohefiza, Tehsil Huzur, District Bhopal, MP (Khasra Nos. 52/1/क/5/2, 52/1/क/5/3 & 52/1/ख) total area 8.548 ha (approved by T & CP, Bhopal) by M/S Reliable House, Heritage Hill, Pvt. Ltd. A-6, Kohe-Fiza, Indore Road, Bhopal**


- (1). EC has been issued to PP vide letter no. 1486 dtd 12.11.12
- (2). PP has submitted (vide letter dtd 13.03.2013 received in SEIAA office on 14.03.13) that the EC issued to him has been addressed in the name of "Reliable House" which is their office premises and the EC does not contain the name of project proponent i.e. **"Noor-Us-Sabah Housing Project Pvt. Ltd."** PP has requested for the amendment in the EC letter as follows :-

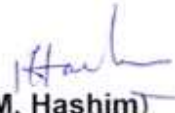
"Noor-Us-Sabah Housing Project Pvt. Limited
C/o Reliable House, A-6, Kohe-Fiza,
Indore Road, Bhopal (MP)"


- (3). The letter submitted by PP and the original application was examined and it is noted that :-

- (i). In the original application (Form-1) name of the project is **"Heritage Hill, Bhopal"**, name of applicant is **"M/s Noor-Us-Sabah Housing Project Pvt. Limited, Bhopal"** with address for correspondence **M/s Reliable House, A-6, Kohefiza, Indore Road, Bhopal 46200-H, Shri S. H. Khan (owner)** and inadvertently the name of applicant has not been included in the EC letter issued vide no. 1486/SEIAA/12 dtd 12.11.12. Hence, it is decided to accept the request of PP and accordingly a corrigendum should be issued as follows :-

in the title and in the preceding para of point no. 1 page 2 of the Prior EC issued to PP vide no. 1486/SEIAA/12 dtd 12.11.12 **"M/s Reliable House Heritage Hill, A-6, Kohefiza, Indore Road, Bhopal"** should be substituted with **"M/s Noor-Us-Sabah Housing Project Pvt. Limited, Bhopal C/o Reliable House, A-6, Kohefiza, Indore Road, Bhopal (MP)"**. Accordingly PP and all concerned should be informed.


(Sharad Kumar Jain)
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Minutes of the 136th Meeting of SEIAA dated 11.06.2013

9. **Case No. 629/2011**, Prior Environmental Clearance for Group Housing Project "Swastik Grand" at Village Jatkhedi, Tehsil Huzur, Bhopal (MP) in an area of 16,340.00 sqmt & built up area 35,448.62 sqmt by M/S Shri Balaji Infrastructure Ltd. S-9, Sagar Plaza, 250, Zone-II, MP Nagar, Bhopal (MP).

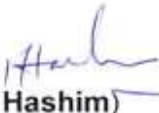
- (1). EC has been issued to PP vide letter no. 1450 dtd 08.11.12 in the name of M/s Shri Balaji Infrastructure Ltd.
- (2). PP has informed (vide letter dtd 16.04.2013 received in SEIAA office on 16.04.2013) that the name of firm in the EC letter dtd 08.11.12 has been mentioned as "M/s Shri Balaji Infrastructure Ltd." whereas the name of the firm is "M/s Shri Balaji Infrastructures" and has requested to change the name of their firm in the office record and reissue the EC in the name of "Shri Balaji Infrastructures".
- (3). The letter (dtd 16.04.13) submitted by PP and the original application and documents were examined and it is noted that :-
 - (i). In the original application (Form-1) submitted by PP (vide letter dtd 16.06.2011) the name of the project is "**Swastik Grand Group Housing Project**" and the name of applicant and authorized signatory is Mr. Viny Raj Modi Partner and the name of the firm in the cover page of Form-1 & in the concept plan is "**M/s Shri Balaji Infrastructure Ltd.**"
 - (ii). It is noted that Colonizer registration (no. 313 dtd 03.03.2011) issued by Nagar Palika Nigam, Bhopal is in the name of M/s Shri Balaji Infrastructures.
 - (iii). Secondly as per notarized copy of registered joint venture agreement (dtd 31.03.2011) submitted by PP vide letter dtd 15.02.2012 between land owner and PP (Developer) the name of firm is **M/s Shri Balaji Infrastructures through partner Shri Viny Raj Modi**.
- (4). Hence, it is decided to accept the request of PP and accordingly a corrigendum should be issued as follows :-


in the title and in the preceding Para of point no. 1 page 2 of the Prior EC issued to PP vide no. 1450/SEIAA/12 dtd 08.11.12 "**M/s Shri Balaji Infrastructure Ltd**" should be substituted as "**M/s Shri Balaji Infrastructures**". Accordingly PP and all concerned should be informed.

10. **Case No. 630/2011**, Prior Environmental Clearance for proposed residential building project at survey no. 15/1/1, 12/10/2/1, 12/10/2/1/1, 12/10/2/1/2, 12/10/2/1/4, 12/10/2/1/3 in an area of 11,160.00 sqmt. at village Limbodi, Tehsil & District Indore, MP by M/s Ashvin Jhaveri Father Rasiklal Jhaveri & Others.

- (1). The case was considered and prior EC was accorded in 96th SEIAA meeting dtd 11.06.2012 and accordingly the prior EC letter was issued vide letter no. 478/EPCO-SEIAA/12 dtd 04.07.2012.
- (2). PP has submitted (vide letter dtd 31.07.2012 received in SEIAA office on 03.08.2012) that there is no internal road in the said project. All they have is MOS around the building, the only road that is there is main road leading to


(Sharad Kumar Jain)
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project which is 75 m wide and has stated that the MoEF, Gol office memorandum dtd 07.02.12 regarding road width are guidelines and has attached copy of minutes of 111th meeting of EAC, MoEF held on 16-17 April, 2012.

(3). The matter was examined in depth and it is noted that: -

(i). In the prior EC the additional specific condition recommended by SEIAA includes following recommendation. "2. *The internal road should fulfill the norms decided by MoEF, Gol (O.M. No. 27-270/2008-IA, III dtd 07.02.2012). So accordingly PP must get its plan revised.*

(ii). As per MoEF, Gol office memorandum 21-270/2008-IA.III dtd 07.02.2012 and further clarification by the Ministry vide MoEF, Gol office memorandum dtd 04.05.2013 that the committee constituted to review the provisions of office memorandum dtd 07.02.12 has submitted its report which is under examination. In the meanwhile, it is clarified that pending decision of the report of the committee, the provisions of the aforesaid OM dtd 07.02.12 will continue to apply. The submission of PP (letter dtd 31.07.2012) regarding the width of internal road is not acceptable and **it is decided that the minimum width of the main internal road from gate to reach the building within the campus should not be less than 18 m for the building having height between 30 - 45 m as per MoEF, Gol office memorandum 21-270/2008-IA.III dtd. 07.02.2012.** It is to be pointed out that the Environment (Protection) Act 1986 has overriding effect over other acts as per section 24 (1) of the act.

"Subject to the provisions of Sub-section (2), the provisions of this Act and the rules or orders made therein shall have effect notwithstanding anything inconsistent therewith contained in any enactment other than this Act

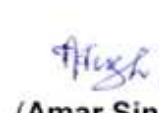
It is to mention that the MoEF, memo dtd 07.02.2012 has been issued under the Environment (Protection) Act 1986.

(5). It is decided that accordingly PP and all concerned should be informed.

The meeting ended with vote of thanks to the chair.


(Sharad Kumar Jain)
Member Secretary I/C


(M. Hashim)
Member


(Amar Singh)
Chairman