

## Minutes of the 161<sup>st</sup> Meeting of SEIAA dated 16.09.2014

The 161<sup>st</sup> meeting of the State Level Environment Impact Assessment Authority was convened on 16.09.2014 at 11.30 AM at the Authority's Office in Environmental Planning and Co-Ordination Organization (EPCO), Paryavaran Parisar, Bhopal. The meeting was chaired by Shri Waseem Akhtar, Chairman, SEIAA. The following members attended the meeting:-

- |                               |                  |
|-------------------------------|------------------|
| 1 Shri H.S. Verma             | Member           |
| 2 Shri Ajatshatru Shrivastava | Member Secretary |

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.	645/2011	147 <sup>th</sup> SEIAA meeting dtd 17.09.2013	20.09.2013	15.10.2013
2.	658/2011	148 <sup>th</sup> SEIAA meeting dtd. 20.09.2013	26.09.2013	
3.	638/2011	149 <sup>th</sup> SEIAA meeting dtd 26.09.2013	04.10.2013	01.11.2013
4.	715/2012	150 <sup>th</sup> SEIAA meeting dtd. 05.10.2013	12.10.2013	22.11.2013
5.	721/2012	143 <sup>rd</sup> SEIAA meeting dtd 16.08.2013	22.08.2013	09.10.2013
6.	774/2012	145 <sup>th</sup> SEIAA meeting dtd 31.08.2013	10.09.2013	28.09.2013
7.	775/2012	146 <sup>th</sup> SEIAA meeting dtd 12.09.2013	18.09.2013	31.10.2013
8.	805/2012	146 <sup>th</sup> SEIAA meeting dtd 12.09.2013	18.09.2013	23.09.2013
9.	879/2012	150 <sup>th</sup> SEIAA meeting dtd. 05.10.2013	12.10.2013	30.10.2013


1. **Case No. 645/2011** : Prior Environmental Clearance for Proposed project "Opel Oris" at Khasra No. 8, 6/2/2/2, 9/1/2, 10 & Part of 24/376/10/1/2 at village Misrod, Block Phanda, Tehsil Huzur, District Bhopal (MP) Total Area 26340.00 sq. mt. (2.634 ha), total Built Up Area – 72987.60 sq. m (7.2987 ha) by R.S.R. Housing & Construction (P) LTD through Proprietor, Shri R.S. Patidar, S-6 /162 Ashirwad Complex, Zone – 1 MP, Nagar Bhopal (MP)-462018 Tel. No. 0755-3012320, Email: rshousing @ gmail.com


(1). The case was discussed in SEIAA meetings 140<sup>th</sup> dtd 04.07.13 & 147<sup>th</sup> dtd 17.09.13 and it is recorded that (1) .....

(2) In response to above query, reply submitted by PP (vide letter dtd 30.08.13 received in SEIAA office on 31.08.13) was examined in depth and it is noted that: -

(a) PP has submitted total waste water generation is 300 KLD & after treatment 270 KLD treated water is available for reutilization. Out of 270 KLD of treated water 112 KLD will be used for flushing + 12 KLD for green belt area & 10 KLD for Car & Road washing. Hence remaining 136 KLD extra treated water will be discharged to sewer line of corporation. PP has submitted a copy of consent letter (dtd. 02.08.13) issued from BMC for discharge of excess treated water into municipal drain **and is satisfactory**. In the said letter it is mentioned that PP will lay down the underground sewage system, Sewage Treatment Plant, sewer line with outlet to join the main sewer line, pumping station etc. at their own cost and maintenance.

  
(Shri Ajatshatru Shrivastava)  
Member Secretary

  
(Shri H.S. Verma)  
Member

  
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(b) PP has submitted that the project was planned in the year 2010 and applied for NOC from ground water in June 2011 because there was no Narmada water supply envisaged in the area. Further the land is owned by PP and already having bore wells at site, hence obtained the NOC from ground water in the year 2011. PP has submitted copy of application dtd nil to Municipal Corporation for supply of 222 KLD water. **It is decided that a letter should be written to Commissioner Nagar Nigam, Bhopal to appraise the Authority regarding decision of water supply to the project. A copy of this letter should be endorsed to PP.**

(c) As per 140<sup>th</sup> SEIAA meeting dtd 04.07.2013 decision was taken that PP should provide car parking for 748 ECS (@ Res. 71089.6/100=710 ECS & Commercial = 1898.00/50=38 ECS) considering the total built up area as per the MoEF, Gol clarification dtd 02.04.12. However, this issue is revisited in view of MoEF, Gol office Memorandum F. No. 21-270/2008-IA.III dtd 06.06.2013. Subsequently it was brought to the notice of Authority that the calculation of total built up area as per sub rule 30 of rule no. 2 of MPBVR 2012 do not include the parking area, service area etc. **it is decided that PP should submit detailed break up of built up area as per sub rule no. 30 of rule 2 of MPBVR 2012 for car parking calculation.**

(3) The above information should be submitted latest by **31.10.2013.**"

(2). In response to above query, reply submitted by PP (vide letter dtd 30.09.13 received in SEIAA on 15.10.13) was examined in depth and it is noted that:-

(i) PP has submitted letter from office of Assistant Engineer water supply Nagar Nigam, Bhopal vide letter no. 52/ 2013 dated 20.07.2013 in which it is mentioned that when the pipe line work is completed and on submission of application by PP for bulk connection the water supply connection may be considered.

(ii) **The Authority decided that since the Narmada pipe line work already completed PP should submit firm commitment for supply of 222 KLD fresh water for the project.**

(3). The above information should be submitted latest by **31.11.2014** else the case will be delisted.

2. **Case No. 658/2011:** Prior Environmental Clearance for Enhancement of the production capacity from 2,000 MTPA to 6,000 MTPA of Pyrophyllite & 100 MTPA to 300 MPTA of Diaspore at Khera-II mine of 7.04 ha. at Survey nos. 1354/1 & 1201 at Village-Khera, Tehsil-Jatara, District-Tikamgarh (MP) by Shri P.C. Jain, M/s Eastern Minerals, 35, Vivekanand Marg, Contonment, Jhansi (U.P.)-284001.

(1) The case was discussed in 87<sup>th</sup> SEAC meeting dtd. 07.01.2012 and recommended in 137<sup>th</sup> SEAC meeting 24.07.2013 for grant of prior EC to the project subject to the 07 special conditions.

(2) It was found that the case was discussed in 148<sup>th</sup> SEIAA meeting dtd. 20.09.2013 and it was recorded " ..... (1) The case was discussed and it was found that the PP has applied in **Form-I** for Prior Environmental Clearance for expansion of Production Capacity from 2,000 MTPA to 6,000 MTPA of Pyrophyllite & 100 MTPA to 300 MPTA of Diaspore (Open cast semi mechanized mining method) in an area of 7.04 ha. at **Survey Nos. 1354/1 & 1201 at Village-Khera, Tehsil-Jatara, District-Tikamgarh M.P**

It was noted that the Prior EC was issued by MoEF, Gol vide letter No. J-11015/86/2006-IA.II(M) dated 14.08.2007.

(Shri Ajatshatru Shrivastava)  
Member Secretary


(Shri H.S.Verma)  
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- (2) It was noted that the SEAC has recommended the case for Prior EC in its 137<sup>th</sup> meeting dtd. 24.07.2013 but the case was not appraised as per O.M No. J-11013/41/2006 – IA.II (I) dated 1st July 2011- regarding appraisal of expansion projects under the EIA Notification 2006 issued by MoEF, Gol.
- (3) In context of above it was decided to write to the Member Secretary, MPPCB to provide the following information by 31.10.2013:-
- I. Status of the consent / NOC under Air & Water Act up to 31<sup>st</sup> July 2013 and compliance thereof.
  - II. Any notice served to the PP during the period 01.01.11 to 31.08.13 under the relevant Sections of Air and Water Acts and their compliance.
  - III. It was also decided to ask the PP whether any notice has been received under the Section 5 of Environment (Protection) Act, 1986 or relevant Sections of Air and Water Acts and their compliance.
- (4) It was also decided that the letter should be written to the Regional Office, MoEF to provide the following information by 31.10.2013 as per OM No. J-11011/618/2010-IA-II(I) dated 30.05.2012 - regarding Consideration of expansion proposals for grant of Environmental Clearance under the EIA Notification 2006 issued by MoEF, Gol.
- I. Status of the six monthly compliance report submitted by the PP till date.
  - II. Certified report of the status of compliance of the conditions stipulated in the environmental clearance for the existing operation of the project.
- The copy of the letter should be endorsed to the PP also.
- (5) It was noted that as per Conservator Forest, letter vide No. 3462 dtd. 20.08.2013 the National Park/Sanctuary are not located within 10 Km. radius and the inter-state boundary is also not within 10 km. radius from the mining site (as per Collector letter No. 947 dtd. 06.09.2012). Hence, the General Conditions are not attracted.
- (6) The proposed plantation program was examined and it was found that 3000 trees would be planted in an area of 2.32 ha. at the end of lease period.
- (7) It was noted that the Public Hearing was held on 26.09.2012 at Gram Panchayat Bhawan, Khera, under the Chairmanship of Shri P.L. Solanki, Additional Collector, Tikamgarh. The issues raised during public hearing were of general nature and nothing adverse was found regarding degradation of the environment."
- (3) It was found that issues related to General Conditions, Plantation & Public hearing had been resolved in 148<sup>th</sup> SEIAA meeting dtd. 20.09.2013.
- (4) It was noted that the information (as per the decision of 148<sup>th</sup> SEIAA meeting dtd. 20.09.2013) sought from PP has been received, but the information sought from Member Secretary, MPPCB and Regional Office, MoEF, Bhopal is yet awaited.
- (5) In the above context, it was decided to write a reminder letter to the Member Secretary, MPPCB and the Regional Office, MoEF, Bhopal to provide desired information (as per the decision of 148<sup>th</sup> SEIAA meeting dtd. 20.09.2013) by 31.10.2014.

  
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3. **Case No. 638/2011** Prior Environmental Clearance for Proposed Production of Synthetic Drug Metformin (4800 TPA) HCL (Active Pharmaceutical Ingredients - API) and expansion of formulation of tablets from 60 crores tablets per annum to 360 crores tablets per annum, in the existing plant premises area 19.84 ha at Plot No. 1, Pharma Zone, SEZ Phase II, AKVN Industrial Area Pithampur, Distt. Dhar by IPCA Laboratories Ltd., through G.M.-Operations Mr. Praveen Nalwaya Ipaca laboratoties Ltd. 1,Pharma Zone, SEZ Phase II, Pithampur Distt-Dhar-454 775.

(1). The case was discussed in SEAC meetings 81<sup>st</sup> dtd.12.10.11 108<sup>th</sup> dtd.05.11.12, 110<sup>th</sup> dtd. 04.12.12, 116<sup>th</sup> dtd.15.01.13 & 136<sup>th</sup> dtd.23.07.13.

(2). The case was discussed in SEIAA meetings 144<sup>th</sup> dtd 23.08.13 and 149<sup>th</sup> dtd 26.09.2013 and it was recorded that ..... (i) ..... (vi) .....

(vii) *The case was discussed in depth and it is noted that :-*

- A. *The proposed case is of expansion. As per the 116<sup>th</sup> SEAC meeting dtd 15.01.13 it is mentioned that the unit is operating since 2006 and has proposed for an expansion w.r.t products and production capacity, however, exact date is not available in the records.*
- B. *Prior to EIA Notification 2006 bulk drug and pharmaceutical were covered under the 1994 notification for environmental clearance. It is decided that PP should submit:-*

(a) *The exact date of starting the operation of earlier unit.*

(b) *Whether PP has obtained EC from MoEF, Gol for the earlier project. If, yes as per MoEF, Gol Office Memorandum F No. J-11011/6/ 618/2010-IA-II(I) dtd 30.05.12 PP should submit a certified report of the status of compliance of the conditions stipulated in the Environmental Clearance for the ongoing / existing operation by the Regional Office of the Ministry of Environment and Forests, Gol in the office of SEIAA. Subsequently office of the SEIAA will send it to the MS, SEAC for consideration by the SEAC and their views should be sent to SEIAA office.*

(c) *The PP should also intimate to the SEIAA if they have received any notice u/s 5 of Environment (Protection) Act, 1986.*

(d) *It is decided that a letter should be sent to MS, MPPCB to submit information regarding notices served to PP under Air Act, Water Act since 01.01.2011.*

(viii) *The proposed unit is located in Industrial area hence as per EIA Notification 2006 para 7 - III Stage (3) public hearing is exempted for notified industrial area. The Commerce, Industries and Employment Deptt. GoMP has issued notification (no. F-11/90/2010/B-11 Bhopal dtd. 17.01.12) related to industrial areas established earlier from time to time. The Pithampur Industrial Area is one of them. There is no ban on the production of Synthetic Drug (Active Pharmaceutical Ingredients - API) and formulation units in this industrial area. Therefore, no public hearing is required as per EIA notification, 2006.*

(ix) *It is noted that the present water requirement is 200 KLD. The total water requirment after expansion will be 600 KLD. The details are as follows:*

Particulars	Existing water requirement (KLD)	Additional Requirement (KLD)	After expansion total Water requirement(KLD)
Process	90	130	220
Domestic	30	30	60
Cooling	20	80	100

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Boiler	40	160	200
Other	20	00	20
Total Water Requirement	200	400	600

The source of water supply is MPAKVN. PP has obtained permission for supply of 200 KLD water. For further requirement of 400 KLD water PP has submitted copy of application (dtd 06.04.12) to AKVN for amendment in water supply quantity and also applied to Regional Officer, CGWA (dtd. 27.09.12) for extraction of ground water. **It is decided that a letter should be written to Managing Director, AKVN, Pithampur, District Dhar to submit information whether the demand of extra 400 KLD by PP is being fulfilled by AKVN or not ?**

- (x) It is noted that total waste water generation is 310 KLD (50 KLD from domestic waste+120 KLD from process waste water+140 KLD from raw water RO & purifier). 50 KLD of domestic waste water will be discharged into AKVN sewage system after treatment in STP (capacity 50 KLD). The process waste water 120 KLD is to be treated in effluent treatment plant (ETP) capacity 140 m<sup>3</sup>/day. The treated waste water will be used in plantation and gardening in an area of 7.0 ha (17 acres) and will maintain zero discharge by utilizing entire treated water within the plant premises. The waste water from RO purifier (140 KLD) in the form of reject will be used directly in plantation. For storage of treated waste water during rainy season PP has proposed a gaurd pond at site for storing treated waste water for 15 days **and it is satisfactory.**
  - (xi) It is noted that Hazardous waste will be generated from different stages of the production PP has submitted copy of letter from MPPCB dtd 10.06.10 regarding authorization under Hazardous Waste (Management, Handling and Transboundary Movement) Rules 2008 for a period of five years with effect from 09.04.2010 **and it is satisfactory.**
  - (xii) It is noted that PP has submitted copy of renewal of Air consent and water consent issued by MPPCB vide letter dtd 16.11.2010.
  - (xiii) It is noted that PP has submitted copy of approved On-site emergency plan issued by Govt. Of India Deptt. Commerce and Industries office of the Development Commissioner, Indore, SEZ, Indore vide letter dtd 18.02.10.
  - (xiv) The above information should be submitted by PP latest by **30.11.2013.**
- (3). In response to above query, reply submitted by PP (vide letter dtd 30.10.13 & 15.11.13 received in SEIAA office on 01.11.13 & 19.11.13 respectively) was examined in depth and it is noted that:-
- (i). The proposed unit is an existing unit and PP has applied for expansion of bulk drug manufacturing unit and is located in one, Pharma Zone, SEZ phase-II, AKVN notified Industrial area, Pithampur District Dhar, MP. The public hearing for the project has not been conducted. It is noted that MoEF, GoI, has issued OM dated 16.05.2014 and has clarified that "The exemption from public consultation, as provided for under para 7 (i) III. Stage (3) (i) (b) of EIA Notification, 2006 is only available to the projects or activities located within the industrial estates or parks, which have obtained prior environmental clearance under EIA Notification 2006 as provided for under item 7(c) of the schedule".....**It was decided that SEAC should appraise the case in view of the above notification.**

  
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- (4) It was decided that the case file should be returned to SEAC for reconsideration with reference to above points 3 (i). CC of this letter should be endorsed to PP.

4. **Case no. 715/2012**, Prior Environmental Clearance for Chapra Marble Mine in an area of 8.690 ha. at Khasra No. 455 for production capacity 24,000 MT/Year, at Village - Chapra, Tehsil – Bahoriband, Distt. – Katni (M.P.) by M/s Mahesh Marbles C/o Shri Sanjay Gupta, D-1 Samdariya City, Madhav Nagar, Katni (M.P.).

- (1) It was noted that the case was discussed in 99<sup>th</sup>, 133<sup>rd</sup> SEAC meeting dtd. 24.07.2012, 15.05.2013 respectively and recommended in 137<sup>th</sup> SEAC meeting dtd. 24.07.2013 ..... 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 5 conditions.
- (2) The case was discussed and it was noted that the PP has applied in Form-I for Prior Environmental Clearance of Chapra Marble Mine (Open cast mechanized method) in an area of 8.690 ha. at Khasra No. 455 for production capacity 24,000 MT/Year, at Village - Chapra, Tehsil – Bahoriband, Distt. – Katni -M.P.

While scrutinizing the documents it was found that the PP was having mining lease for 10 years i.e. from 16.10.2002 to 15.10.2012 but he has applied for Prior Environmental Clearance in SEIAA office on 21.06.2012.

- (3) In view of above it was noted that Hon'ble High Court, Jabalpur passed an Interim Order in W.P. No. 1574/2008 on 14.08.2008 regarding E C of mining in lease area of 5 ha or more. The relevant part of the Interim Order is as follows ..... Regarding mining lease areas of 5 ha. or more, clearance under the notification dated 14.09.2006 will have to be obtained either from the Central Government or from the State Level Environmental Impact Assessment Authority.
- (4) It was noted that the inter-state boundary, National Park/Sanctuary are not located within 10 Km. Radius. Hence, General Condition is not attracted.
- (5) The proposed plantation program was examined and it was found that 2800 trees would be planted in an area of 2.83 ha at the end of lease period. The plantation program was found satisfactory.
- (6) It was noted that the Public Hearing was held on 22.03.2013 at Mining Parisar under the Chairmanship of ADM, Kanti. The issues raised during public hearing were of general nature and nothing adverse was found regarding degradation of the environment.
- (7) It was noted that the case was discussed in 150<sup>th</sup> SEIAA meetings dtd. 05.10.2013 and it was been recorded that....

*"In cotnext of above it was decided to ask the PP why he has not applied for prior E C in the year 2008 in persuance of the said order of the Hon'ble High Court.*

*It was also decided to write to the Collector to provide the information regarding the quantity of the mineral produced by the PP from 2008 onward. The letter should be endorsed to PP also. The information should be made available to SEIAA Office by 30.11.2013."*

  
(Shri Ajatshatru Shrivastava)  
Member Secretary

  
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- (8) It was noted that the proponent has submitted reply vide their letter no. nil dtd nil received in SEIAA office dtd. 22.11.2013. and provided the following information :-

- The PP has informed that he was having lease for 10 years w.e.f. 23.10.2002 to 22.10.2012. The case is pending for renewal for which he had applied in the office of Collector on 14.10.2011. In the mean time he has moved for obtaining Environmental Clearance.
- The information regarding production details from Year 2008 to 2012 have been submitted.

In view of above it was decided that the EC may be granted for the lease period subject to the renewal of the lease deed by the competent authority. It was also decided that PP will not start mining till lease agreement is executed.

- (9) It was decided to accept the recommendation of 137<sup>th</sup> SEAC meeting dtd. 24.07.2013 to grant Prior Environmental Clearance for **Chapra Marble Mine** (Open cast mechanized method) in an area of 8.690 ha. at Khasra No. 455 for production capacity 24,000 MT/Year, **for the lease period subject to renewal of lease from the competent authority** at Village- Chapra, Tehsil-Bahoriband, Distt.-Katni, M.P. by M/s Mahesh Marbles C/o Shri Sanjay Gupta, D-1 Samdariya City, Madhav Nagar, Katni (M.P.).

5. **Case no. 721/2012**, Prior Environmental Clearance for Commercial Complex Project at Khasra No. 538, 539, 540, 541, 542, 543/2, 547, village Bairagarh Chichli Kolar Road, Bhopal (M.P.) Plot area- 35,100 Sq.m., Built – up area - 83,651 Sq.mt by M/s Khaneja Properties Pvt. Ltd., through Mr. Ashok Kashyap (Sr. General Manager ) 56-58, Community Centre, East of Kailash, New Delhi – 110065

- (1) The case was discussed in SEIAA meetings 135th dtd 04.06.2013 & 143rd dated 16.08.2013 & 145th dtd 31.08.13. It is recorded that 143rd SEIAA meeting dated 16.08.2013 ....."

- (ii). *In response to the above query, reply submitted by PP (vide letter dtd 10.07.13 received in SEIAA office on 12.07.13) was examined in depth and it is noted that :-*

- (a). *PP has submitted that the layout of the project was approved on 08.07.2010 from the T & CP vide letter no. 655 Simultaneously building plans were submitted and approved by Kolar Nagar Palika Parishad vide letter no. 612 dtd. 23.09.10. The preliminary construction was carried out according to the approved layout plan and building plans due to lack of knowledge about EIA Notification, 2006.*

- (b). *An application for obtaining the Environmental Clearance was immediately filed to the SEIAA, M.P. on 29.11.2010 after knowing the fact about EIA notification and construction was stopped at site. This mistake was accepted during SEAC presentation on 13.12.10. Accordingly, a resolution of the board directors was submitted stating that the same would not be repeated in future, as advised by the committee members.*

- (iii). *It is decided that as per the MoEF, GoI office memorandum J-11013/41/2006-IA.II (I) dtd 12.12.2012 it is a case of violation and before considering the case*

(Shri Ajatshatru Shrivastava)  
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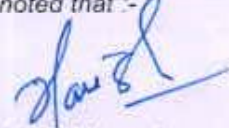
*for EC a letter should be sent to Member Secretary, MPPCB, Bhopal to direct Regional Officer to make a site visit to ascertain the quantum of construction activities carried out by PP and submit the report latest by 30.09.13."*


- (2) In response to above query, reply submitted by MPPCB, Bhopal (vide letter no. 7436 dtd 09.10.13 received in SEIAA office on 09.10.13) along with site visit report dtd 23.09.13 of Regional Officer, MPPCB, Bhopal and photographs were examined in depth and it is noted that :-
- (i). The site visit was conducted on 21.09.13 by Alok Singhai, Regional Officer. The construction activities were found stopped during site visit. Construction work was stopped since long as reported by Project Manager. About 3000 sq.m & 500 sq.m. of basement-1 & 2 respectively i.e. total 3500 sq.m. has been constructed out of proposed 83651 sq.m.
  - (ii). As per MoEF, Gol, OM No. J-110131/41/2006-IA-II (I) dtd 12.12.2012 and OM dtd 27.06.2013 the Proponent has submitted copy of resolution passed by the Board of Directors of its Company in its meeting dtd 09.10.2012 submitted in SEIAA office vide letter dtd 10.10.12 received in SEIAA office on 16.10.12.
  - (iii). The Authority is of the view that it is undisputed that violation of EIA Notification 2006 has taken place. **It is decided that :-**
    - (a) **A letter should be sent to Principal Secretary, GoMP UD & E Department, giving the details of violation to take action as per office memorandum of MoEF, Gol J-11013/41/2006 IA II (I)dt. 27.06.13 & 12.12.12 (Para 5 (ii)) "to initiate credible action on the violation by invoking powers under section 19 of the Environment (Protection) Act, 1986 for taking necessary legal action under section 15 of the Act for the period for which the violation has taken place and evidence provided to MoEF of the credible action taken."** The details of legal action taken by the Principal Secretary, GoMP UD & E Deptt. should be made available to the Authority by **31.12.14**. A copy of letter be endorsed to PP.
    - (b) The details of project proponent, **a copy of commitment and Resolution passed in the meeting of the Board of Directors of M/s Khaneja Properties Pvt. Ltd., should be put on the website of MPSEIAA for information of all stake holders.**

6. **Case No. 774/2012**, Prior Environmental Clearance for Housing Project "Ras Town" at Khasra No. 20/8, 20/9, 20/10, 23/5, 23/6, Village Talawani Chanda, Tehsil & District Indore, MP total land area 36430 sqmt. (3.643 ha) total built up area 40349.88 sqmt. by M/s Shri Sai Buildinfra Pvt. Ltd., Indore 302-303, Sangam House, 14-B, Palasia, A. B. Road, Indore, MP.

- (1) The case was discussed in SEIAA meetings 116th dtd 08.01.13, 134th dtd 28.05.2013 & 145th SEIAA meeting dated 31.08.2013 it is recorded that "..... (1) ....."
2. *In response to the above query, reply submitted by PP (vide letter dtd 13.07.13 & 26.07.13 received in SEIAA office on 15.07.13 & 27.08.13 respectively) the case was discussed in depth and it is noted that :-*

  
(Shri Ajatshatru Shrivastava)  
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- (i) PP has submitted that project area falls in Gram Panchayat area and it is 3.5 km away from the municipal line. They have applied for 400 KLD of fresh water supply permission to Commissioner Indore Municipal Corporation vide letter dtd 09.02.2013 and has enclosed a copy of application. It is noted that the permission for water supply has not yet been issued to PP by the Indore Municipal Corporation. It is decided that:
- A letter stating the details submitted by the PP should be written to Commissioner Municipal Corporation, Indore to submit the status or decision taken in the above case. A copy of this letter should be endorsed to PP.
  - PP should obtain NOC from Municipal Corporation, Indore for supply of 400 KLD fresh water before starting any construction activity and there should be no extraction of ground water. A copy of this letter should be endorsed to Commissioner Municipal Corporation, Indore.
- (ii) PP has submitted that regarding disposal of municipal solid waste he has applied to Indore Municipal Corporation vide letter dtd 17.09.12 it is in process and shall be submitted to SEIAA office on receiving the same. **It is decided that PP should integrate the disposal of MSW with Indore Municipal Corporation and should obtain a clear NOC for MSW disposal before starting any construction activity. A copy of this letter should be endorsed to Commissioner Municipal Corporation, Indore.**
- (iii) Regarding fire fighting NOC PP has submitted to consider the fire fighting NOC issued by UADD, Bhopal vide letter no. 3303 dtd 01.08.12 in view of notification of MP Govt. Housing and Environment Deptt. dtd 07.09.11. It is noted that PP has proposed to provide fire protection and life safety arrangements as per the prevailing local fire bye laws and National Building Code Part - IV 2005. PP has proposed automatic fire detection and alarm system, integrated public announcement system, fire hydrants, underground water storage tank 50,000 liter exclusively for fire protection. It is decided that the fire fighting NOC issued by UADD dtd 01.08.12 in view of MoEF, Gol office Memorandum no. 21-270/2008-IA.III dtd 06.06.2013 is satisfactory.
- (iv) Regarding extra treated waste water PP has not responded in the above referred reply. However, vide letter dtd 22.05.13 received in SEIAA office on 23.05.13 PP submitted that the excess treated waste water (159 KLD) will be discharged in nearby Nalla. This statement of PP is not accepted and it is decided that PP should apply to Municipal Corporation, Indore **for linking the waste water discharge with the Municipal Corporation sewer line. PP should obtain clear NOC from Indore Municipal Corporation, for disposal of extra treated waste water (159 KLD). A copy of this letter should be endorsed to Commissioner Municipal Corporation, Indore.**
- (v) **The above information should be submitted in SEIAA office latest by 31.10.2013. "**
- (2) In response to above query, reply submitted by PP (vide letter dtd 27.09.2013 received in SEIAA office on 28.09.13) was examined in depth and it is noted that :-
- PP has submitted a copy of letter from Nagar Nigam, Indore dtd 02.09.13 regarding water supply, disposal of extra treated waste water and municipal solid.
  - The Authority is of the view that the above letter issued by Nagar Nigam, Indore is very general. **It is decided that a letter should be sent to Nagar Nigam, Indore to give clear NOC /consent for water supply, disposal extra treated waste water and municipal solid. A copy of this letter should be endorsed to PP. \**



(Shri Ajatshatru Shrivastava)  
Member Secretary



(Shri H.S. Verma)  
Member



(Shri Waseem Akhtar)  
Chairman



## Minutes of the 161<sup>st</sup> Meeting of SEIAA dated 16.09.2014

7. **Case No. 775 /2012** Prior Environmental Clearance for Proposed Residential Complex (Group Housing) " Royal Amar Greens" at Khasra No. 37/1/2, 38/1, 38/2, 39/1/1, 39/1/2, 39/1/3, 39/2 village - Niranjapur, Indore (M.P.), total land area is 20,350 sq.m.(2.035 ha) and total built up area 45,159.98 sq m by M/s Man Developments through Director Shri Umesh Lilani G-9, Man Heritage, 6/2 South, Tukoganj, Indore, Distt. – Indore (M.P.)
- (1) The case was discussed in SEAC meetings 104th dtd 30.09.12, 106th dtd 10.10.12 109th dtd 06.11.12 & 119th dtd 02.02.13.
  - (2) The case was discussed in SEIAA meetings 127th dtd 22.04.13, 141st dtd 11.07.13 and 146th dtd 12.09.2013 and it was recorded that .....
  - (2). In response to the above query, reply submitted by PP (vide letter dtd 25.08.13 & 06.09.13 received in SEIAA office on 27.08.13, 06.09.2013 respectively) was examined in depth and it is noted that :-
    - (i). PP has submitted notarized & certified copy of letter issued by Zonal Officer Zone no. 8, Nagar Nigam, Indore for joining drainage connection of the project near the IDA line of the drainage along with receipt (dtd. 14.06.12) for Rs. 1,13,604 fees deposited for drainage connection **It is decided that PP should ensure the disposal of extra treated waste water into the Municipal sewer line and should obtain clear NOC from Nagar Nigam, Indore before starting any construction activity.**
    - (ii). PP has submitted notarized copy of letter (no.1102 dtd. 03.08.13) issued from Nagar Nigam, Indore regarding MSW disposal. In the letter it is mentioned that Mayor in Council decision no. 771 dtd 04.03.13 has decided fee of Rs. 1,000 per tonne of MSW (Rs. 600 transportation and Rs. 400/- processing fee) for disposal of MSW. PP has been directed to give the details of number of houses / flats so that after fixing of fee that Municipal Solid waste would be collected from the site. **It is decided that PP should deposit the requisite fee and obtain clear NOC from Nagar Nigam, Indore for disposal of MSW before starting any construction activity.**
    - (iii). As per decision in 141<sup>st</sup> SEIAA meeting dtd 11.07.2013 letter was sent to Commissioner Nagar Nigam, Indore (vide no. 1231 dtd 24.07.2013) regarding decision of water supply to the proposed project. The reply from Nagar Nigam is still awaited. However, vide letter dtd 06.09.2013 PP has submitted letter (dtd 24.07.13) issued from Nagar Palika Nigam, Indore regarding water supply. In the Nagar Nigam, Musakhedi, Indore letter (24.07.13) it is mentioned that supply of water to the colonies being developed within municipal limits and near vicinity policy is being developed by the Municipal Corporation. Thereafter on approval from Mayor in Council and Nagar Nigam Parishad NOC shall be issued. **It is decided that a DO letter from MS-SEIAA should be sent to Commissioner Nagar Nigam, Indore to give a clear opinion regarding NOC for water supply to the project by 31.10.2013.** A copy of this letter should be endorsed to PP.
    - (iv). The issue of car parking was discussed earlier in 127<sup>th</sup> & 141<sup>st</sup> SEIAA meeting dtd 22.07.2013 & 11.07.2013 respectively and it was decided that PP should provide car parking space for 452 ECS considering the total built up area as per the MoEF, GoI clarification dtd 02.04.12. However, this issue is revisited in view of MoEF, GoI office Memorandum F. No. 21-270/2008-IA.III dtd 06.06.2013. Subsequently it was brought to the notice of Authority the calculation of total built up area as per sub rule 30 of rule no. 2 of MPBVR 2012 do not include the parking area, service area etc. PP has not submitted the details of area as per the MPBVR 2012 as above **it is decided that PP should provide detailed break up of built up area as per sub rule no. 30 of rule 2 of MPBVR 2012 for car parking calculation latest by 31.10.2013.**
    - (v). **The above information submitted latest by 31.10.2013."**

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(Shri H.S Verma)  
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(Shri Waseem Akhtar)  
Chairman




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- (3) In response to above query, reply submitted by PP (vide letter dtd 22.10.13 & 31.07.14 received in SEIAA office on 31.10.13 & 01.08.14 respectively) was examined in depth and it is noted that :-
- (i) PP has submitted copy of letter no. 691 dtd 21.06.11 issued by Indore Municipal Corporation regarding deposition of development fee in which it is clearly mentioned that the amount of Rs. 2189660.00 is for Narmada Capital renewal fee.
  - (ii) It is noted that a letter vide no. 1231 dtd 24.07.13 was sent to Commissioner Nagar Nigam, Indore and again a DO letter no. 1740 dtd 03.10.13. The reply of these letters is still awaited.
- (4) The Authority decided that a reminder letter should be sent to Commissioner Nagar Nigam, Indore to provide clear status / NOC / consent regarding the information asked vide letters dtd 24.07.13 and 03.10.13. A copy of this letter should be endorsed to PP.
8. Case no. 805/2012, Prior Environmental Clearance for proposed Residential Project: "Salasar Heights" at Khasra No. 129, Village - Ohadpur, Tehsil - Gwalior, Distt. - Gwalior (M.P.) total land area 9590.00 sqmt. (0.959 ha) & total built up area 26387.00 sqmt. by M/s Salasar Balaji Real Infra through Shri Jitendra Singh Kushwaha, Director 19, A, Balwant Nagar, Thatipur, Gwalior (M.P.) 474011
- (1) The case was discussed in 146th SEIAA meeting dated 12.09.2013 it is recorded that "..... (1)....."
- (1) In response to the above query, reply submitted by PP (vide letter dtd 27.08.13 received in SEIAA office on 29.08.13) was examined in depth and it is noted that :-
  - (i) The issue of road width was discussed in 127<sup>th</sup> SEIAA meeting dtd 22.07.2013 and it was decided that the width of internal main road within the campus of the building should not be less than 18 m as per MoEF, Gol office memorandum vide no. 21270/2008-IA Div. III dtd 07.02.2012 guidelines for high rise building between 32-45 m. The issue was revisited in view of MoEF, Gol office Memorandum F. No. 21-270/2008-IA.III dtd 06.06.2013 and it is decided that the road width and open spaces should be as per Rule no. 42 and other provisions as applicable of the MP Bhumi Vikas Rules, 2012 for building up to height 45 m.
  - (ii) PP has submitted notarized copy of partnership deed executed (dtd.29.02.12) between Shri Jitendra Singh S/o Angand Singh, Rajesh Singh S/o Shri Ram Gopal Singh, Shobhana Sharma D/o Raghuardyal Barua, Smt. Sunita Sharma D/o J.D.Tyagi and Smt. Seema Bhadoria W/o D.V.S. Bhadoria, the owners of the proposed project land and is satisfactory.
  - (iii) PP vide letter dtd 27.08.13 has stated that the total treated waste water will be 168 from STP. After use of recycle water 60 KLD waste water will remain. The treated waste water will be within State Pollution Control Board stipulated Standards & submitted a copy of letter (dtd. 21.08.13) issued from Gwalior Municipal Corporation regarding disposal of extra treated water. In this letter it is mention that in Gwalior Town the sewerage system is proposed and once the sewer line is laid down and is in operation the NOC for sewer connection can be given after deposition of necessary fee by PP. It is decided that there is no sewer line in the Gwalior project area. PP should obtain NOC for operation of STP from MPPCB. The treated waste water should confirm to the standard norms prescribed by CPCB / MPPCB for disposal of

  
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(Shri H.S.Verma)  
Member


  
(Shri Waseem Akhtar)  
Chairman

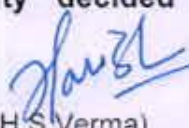


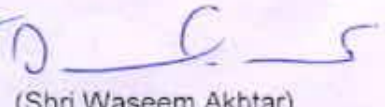
## Minutes of the 161<sup>st</sup> Meeting of SEIAA dated 16.09.2014

*treated waste water. PP should ensure that once the sewer line is laid down the disposal of treated waste water should be linked with the Municipal Sewer line.*

- (iv). *PP has submitted copy of consent letter issued from Gwalior Municipal Corporation (dtd. 07.08.13) regarding disposal of Municipal solid waste in the letter it is mention that door to door segregated waste collection, storage and covered transportation of MSW up to their trenching ground is to be done by PP as per the MSW Rules 2000 for handling and disposal of solid waste at their own cost also the consumer charges are to be paid to the Municipal Corporation, Gwalior. **It is decided that PP should ensure the disposal of MSW in integration with the Municipal Corporation, Gwalior.***
  - (v). *The issue of car parking was discussed earlier in 127<sup>th</sup> SEIAA meeting dtd 22.07.2013 and it was noted that PP has provided car parking space for 374 ECS and is sufficient. However, this issue is revisited in view of MoEF, GoI office Memorandum F. No. 21-270/2008-IA III dtd 06.06.2013. Subsequently it was brought to the notice of Authority the calculation of total built up area as per sub rule 30 of rule no. 2 of MPBVR 2012 do not include the parking area, service area etc. PP has not submitted the details of area as per the MPBVR 2012 as above it is **decided that PP should provide detailed break up of built up area as per sub rule no. 30 of rule 2 of MPBVR 2012 for car parking calculation latest by 31.10.2013.***
  - (vi). *The Authority decided that in principle there is no difficulty in granting EC. However, the EC shall be granted after submission of the information pertaining to point no. (v) above by PP latest by 31.10.2013."*
- (2) In response to above query, reply submitted by PP (vide letter dtd 19.09.13 received in SEIAA office on 23.09.13) was examined in depth and it is noted that:-
- (i) PP has submitted breakup of built up area as per sub rule no. 30 of rule 2 of MPBVR 2012 for car parking calculation as 26387.00 sqmt. (FAR) accordingly as per the MPBVR 2012 rule no. 84 Appendix I- 1 **clause 1 (3) S. No. 1. The requirement of car parking is 264 ECS PP has proposed parking for total 374 ECS (first basement 144 ECS, second basement 144 ECS, stilt parking 86 ECS) and is satisfactory.**
  - (ii) The maximum height of the building is 33 m. PP has proposed to provide Front MOS 16.5 m and side / rear MOS 7.5 m. **It is decided that PP should provide road width and open spaces as per MPBVR 2012 rule no. 42(2) Table 5 S. No. 1 and other provisions as applicable for buildings up to 45 m height.**
  - (iii) Fire fighting provisions proposed by PP has been included in 127<sup>th</sup> SEIAA meeting dtd 22.04.13 (point no. iv (e)). **It is decided that as per MPBVR, 2012 rule 42 (3) PP should submit necessary drawings and details to the Authority (Nagar Nigam, Gwalior) incorporating all the fire fighting measures recommended in National Building Code part – IV point no. 3.4.6.1. The occupancy permit shall be issued by Nagar Nigam only after ensuring that all fire fighting measures are physically in place.**
  - (iv) PP has proposed green area of 1035.00 sqmt (12.00%) of the total land area. **The authority decided that PP should provide**

  
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(Shri H.S. Verma)  
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(Shri Waseem Akhtar)  
Chairman




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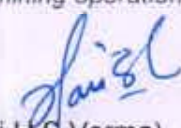
plantation including trees in two rows all along the periphery of the project area, avenue plantation along the roads with one tree per 100 sq. m. of the plot area and parks as proposed in the landscape plan subject to ~~20%~~ <sup>20-30%</sup> of green coverage. The species should include trees of indigenous local varieties like Neem, Peepal, Kadam, Kachnaar etc. The occupancy certificate to the building should be issued only when the authority (Nagar Nigam Gwalior) is satisfied that the provisions of the rule no. 67 MPBVR 2012 have been complied with. Every effort should be made to protect the existing trees on the plot.

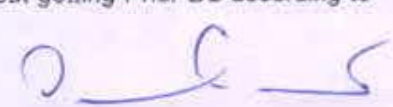
- (3) It is decided to accept the recommendations of meeting as per the decision taken in 119th SEAC meeting dtd 02.02.13 with 08 special conditions and accord prior Environmental Clearance to proposed Residential Project "Salasar Heights" at Khasra No. 129, Village – Ohadpur, Tehsil – Gwalior, Distt. – Gwalior (M.P.) total land area 9590.00 sqmt. (0.959 ha) & total built up area 26387.00 sqmt. by M/s Salasar Balaji Real Infra through Shri Jitendra Singh Kushwaha, Director 19, A, Balwant Nagar, Thatipur, Gwalior (M.P.) 474011 **subject to all specific conditions imposed by SEIAA** in its meetings.

9. **Case no. 879/2012** Prior Environmental Clearance for Manganese Ore Mine in an area of 20.0 Ha. for production capacity of 26000 TPA at forest compartment no. 820 (New Compartment No. 464) Village Netra, Tehsil Waraseoni, District Balaghat (M.P) by Shri Vedanand Rai, Director M/s Pacific Minerals (P) Ltd. Baihar Road Balaghat (M.P)- 481001.

- (1) It was noted that the case was discussed in 109th SEAC meeting dated 06.11.2012 and **recommended in 138<sup>th</sup> SEAC meeting dtd. 25.07.2013.....** 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 4 conditions.**
- (2) The case was discussed and it was noted that the PP has applied in **Form-I** for Prior Environmental Clearance of Manganese ore Mine (Opencast as well as underground) in an area of 20.0 Ha. for production capacity of 26000 TPA at forest compartment no. 820 (New Compartment No. 464) Village Netra, Tehsil Waraseoni, District Balaghat, M.P.
- (3) While scrutinizing the document it was found that PP was having a valid lease for the duration of 20 years i.e. from 11.03.2008 to 10.03.2028 but he has applied for Prior Environmental Clearance in the SEIAA office on 12.09.2012. The office of the SEIAA has mentioned in the note prepared for to-day's meeting that the mining operation were carried in the mine upto 2011-12. Obviously this is a case of violation.
- (4) It was noted that the case was discussed in 150<sup>th</sup> SEIAA meetings dtd. 05.10.2013 and it was been recorded that.... "In context of above it was decided to ask the PP why he has carried out mining operation without getting Prior EC according to

  
(Shri Ajatshatru Shrivastava)  
Member Secretary

  
(Shri H.S. Verma)  
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(Shri Waseem Akhtar)  
Chairman





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*EIA Notification 2006. The PP should submit reply to the office of the SEIAA by 30.11.2013. Copy of the letter addressed to the PP should be endorsed to the Collector to provide information about the quantity of the mineral excavated from 11.03.2008 till 30.07.2013, yearwise, monthwise by 30.11.2013 to the office of the SEIAA."*

- (5) It was noted that the PP has submitted information vide L.No. Nil dated 30.10.2013 wherein he has mentioned as following :
- That our mining lease has been renewed for the period of 20 years from 11.03.2008 to 10.03.2028, after the publication of EIA Notification 14.09.2006, and as per the Notification we have to take prior EC before lease renewal.
  - That unknowingly they could not apply for EC prior to lease renewal and this point was discussed 109<sup>th</sup> SEAC meeting dtd. 06.11.2012 and SEAC has given condition in ToR.
  - In compliance of the ToR the Board of Directors of the company unanimously regret the violation of EIA Notification 14<sup>th</sup> Sept. 2006 and company has submitted an affidavit of apology during 138<sup>th</sup> SEAC meeting dtd. 25.07.2013 and discussed on our submission. The copy of the same is enclosed.
  - PP has submitted a notarized copy of certified production figures from Mining Deptt. Balaghat for the years from 1994-95 to 2011-12.
- (6) In context of para 3, 4 and 5 above it was decided that this is a case of violation and action should be taken as per MoEF, OM dated 12.12.2012 and 27.06.2013 regarding violation. The following action has been decided:
- a) A letter to be written to the PP to submit a formal resolution passed by Board of Directors or the managing committee to insure that violation will not be repeated, as mentioned in para 5 (i) of the said OM dated 12.12.2012. The PP shall submit the resolution within 60 days from the date of issue of letter. In the mean time the case will be delisted.
  - b) A letter to be written to the State Government to initiate credible action on the violation by invoking powers under Section 19 of the Environment (Protection) Act 1986 for taking necessary legal action under Section 15 of the Act for the period for which the violation has taken place and evidence provided to MP-SEIAA of the credible action taken.

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

  
(Shri Ajatshatru Shrivastava)  
Member Secretary

  
(Shri H.S. Verma)  
Member

  
(Shri Waseem Akhtar)  
Chairman