

Minutes of the 68th Meeting of SEIAA dtd 30-09-2011

The 68th meeting of the State Level Environment Impact Assessment Authority was convened on 30th September, 2011 at 10.30 A.M 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:-

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| 1 | Shri M. Hashim | Member |
| 2 | Shri Manohar Dubey | Member Secretary |

1. **Case No 54/2008**, M/s Savitri Minerals Pathak ward, Katni M.P. Laterite and Bauxite mine 8.094 ha at Village Tikaria.

The issue was discussed in 43rd SEIAA meeting dtd. 10.12.10 it has been recorded that "The Authority did not find the Mining Lease document, ownership document and the summary EIA report mentioned at Appendix III-A of EIA notification in the file. Hence it was decided to send the case back to SEAC for reconsideration on the above grounds."

The case was considered in 77th SEAC meeting held on 25.08.11. As per minutes of SEAC the requisite documents have been submitted by the PP. The summary of the EIA report has also been examined by SEAC.

The Authority scrutinized the EIA summary and found it satisfactory. The mining lease documents submitted by PP indicates that it includes khasra nos. 144/1K & 144/2 and the lease deed expired in 2007. The PP has applied for renewal of mining lease for khasra no. 144/2 only. It is not clear whether permission for extension of mining lease period has been granted or not? If yes a copy of the revised mining lease indicating Khasra numbers for which lease is granted, the notarised certified copies of that Khasra number should be submitted by the PP within one month.

2. **Case No 63/2008**, RamPrakash Kataria Khaiber line, Madhav Nagar, Katni M.P. Fireclay and laterite mines 24.00 ha. Village Imaliya Teh. Murwada, Katni -M.P.

The case was discussed in 42nd SEIAA meeting dtd. 13.08.10 it has been recorded that "The Authority while scrutinizing the documents observed that the photocopy of the Forest NOC has been submitted and it does not specify the distance of Mining Lease from the Protected Areas under Wildlife Protection Act, 1972.

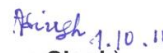
Hence it was decided by the Authority to send the case back to SEAC on the above grounds.

The case was considered in 77th SEAC meeting held on 25.08.11. As per minutes of SEAC, the requisite documents have been submitted by the PP.

The Authority examined the letter received from DFO, Katni and found that the distance of the mines from protected area (Bandhavgarh National Park) is 45 km. The Authority also examined public hearing and found it satisfactory. The Authority granted prior EC on the basis of the recommendation of the SEAC.


(Manohar Dubey)
Member Secretary


(M. Hashim)
Member


(Amar Singh)
Chairman

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3. **Case No 66/2008**, M/s Associate lime Co. Mission Chowk, Katni, M.P. Limestone mine 11.83 ha. village Nanwara Teh. Murwara, Katni -M.P.

The case was considered in 77th SEAC meeting held on 25.08.11. As per minutes of SEAC the PP has submitted satisfactory reply for the queries raised by the SEIAA in its meeting dtd. 29.10.2010. The case was forwarded for prior EC after obtaining NOC from Gram Sabha.

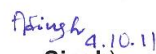
The Authority scrutinized the documents and found that the proposed mining lease area is 300 m from the forest boundary and 65 km from Bandhavgarh National Park. The mining lease document is only photocopy and there is no Khasra Panch Shala for the eleven khasra numbers for the proposed area. The Authority found that there is no comment of SEAC on EIA, EMP and public hearing. No specific recommendation has been given by SEAC. The concerned Nodal Officer of SEAC, Dr. Avinash Karera on call, attended the meeting. He was instructed that in future SEAC must submit casewise appraisal report, while recommending it to SEIAA for grant of prior Environmental Clearances, mentioning the following points:

- i) Opinion on jurisdiction of SEIAA on the basis of distance of the project site from Protected Areas (National Park, Sanctuaries, and Tiger Reserves), Critically Polluted areas and Interstate boundary, as and when required.
- ii) In case of mining projects distance from nearest forest boundary and NoC of the committee constituted under PS, Forest (as per 2008 circular), if it is located within 250 m from forest boundary.
- iii) Ownership of the land and documents (Certified or notarised photocopy) duly examined by SEAC.
- iv) On acceptance of EIA, DMP, EMP etc., by SEAC, it should be clearly mentioned by SEAC whether it is satisfactory or not?. It should clearly mention the conditions, if any to be imposed.
- v) The availability of water. It should clearly mention whether it would be of ground water withdrawal or surface water? In case of ground water, if required permission from the competent Authority. In case of surface water, necessary commitment of competent authority should be examined.
- vi) The mitigative measures proposed by the PP for minimising proposed adverse impacts.
- vii) The conditions for grant of prior Environmental Clearances.

The Authority decided to return the case to SEAC for examining it again on above grounds and also in all new cases above information should be sent to SEIAA for consideration.


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4. **Case No 81/2008**, Smt Susheela Singh Satna Limestone 8.068 ha. Village- Piparhat, Teh- Maihar.

The case was discussed in 46th SEIAA meeting dtd. 12.01.11 it has been recorded that "The Authority while scrutinizing the documents has observed that the Environment Management Plan, Disaster Management Plan and Environment Monitoring Plan is very generalized. Secondly the SEAC has not expressed their opinion on any such issue. Since SEAC does not exist at present and hence after its reconstitution they should reconsider these cases and send recommendation within 45 days from the date of reconstitution"

The case was considered in 77th SEAC meeting held on 25.08.11. As per minutes of SEAC the requisite documents have been submitted by the PP. The SEAC has examined revised Environmental Plan, Disaster Management Plan and Environmental Monitoring Plan and found satisfactory. Hence SEAC again recommended for prior EC.

The Authority scrutinized the notarized copy of the letter of the DFO, forest division Satna submitted to SEAC (vide their letter no. Draftman/11525-26 dtd. 02.11.2010). According to this the area is 400 m from the forest boundary and more than 10 km from NP and sanctuaries. The Authority also examined EMP, DMP & Environmental Plan as well as public hearing and found satisfactory. The Authority granted prior EC on the basis of the recommendation of the SEAC.

5. **Case No 93/2008**, Ku. Rani Ayodhya Singh, Gwalior 6, Usha Colony, Laskar Gwalior Iron ore mine, Village- Panihar Distt-Gwalior 20.235 ha. Khasra No.1262.

The case was discussed in 46th SEIAA meeting dtd. 12.01.11 it has been recorded that "The Authority while scrutinizing the documents has observed that the Environment Management Plan, Disaster Management Plan and Environment Monitoring Plan is very generalized. Secondly the SEAC has not expressed their opinion on any such issue. Since SEAC does not exist at present and hence after its reconstitution they should reconsider these cases and send recommendation within 45 days from the date of reconstitution. It was also observed that the DFO's letter no. 3098 dt 05-06-2000 only states that the mining lease area is located out of forest area. It does not specify the distance of mining lease area from the forest boundary.

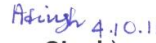
Hence it was decided to write to the concerned DFO, asking the distance of Mining Lease area from the forest boundary upto 15-02-2011. The copy of the letter should be endorsed to the Conservator of Forest and the Project Proponent"

The case was considered in 77th SEAC meeting held on 25.08.11. As per minutes of SEAC the requisite documents have been submitted by the PP. The SEAC has examined revised EMP, DMP and Environmental Monitoring Plan and found that PP has submitted satisfactory reply. SEAC also found that PP has already submitted letter issued by DFO, Gwalior mentioning the status of the proposed site with reference to distance of the forest boundary and sanctuary. Hence, SEAC again recommended for prior EC with five conditions.

The Authority scrutinized letter of the DFO, forest division Gwalior, provided to PP vide their letter no. Draftman/7537 dtd. 20.10.2010. According to this the area is 398 m from the forest boundary. The DFO mentioned that proposed site


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is located on more than 1 km away from the boundary of the Sonchiraya Sanctuary as per order dtd. 04.08.06 of the order passed by the Hon'ble Supreme Court.

The Authority decided to ask PP to get exact distance of the site location from the boundary of the Sonchiraya Sanctuary as mentioned in Environmental Assessment Notification, 2006, from DFO, Gwalior and submit it to SEIAA office. The Authority at the same time decided that instruction should be given in this regard to DFO, Gwalior to provide information to PP within 15 days from receipt of the letter.

6. **Case No 124/2008** Shri Pradeep Jain C/o Jain Medical store, Main market Tendukheda, Narsinghpur M.P., Marble Block, Dolomite & Limestone mine 7.626 ha. Village-Kanheri, Teh-Tendukheda, Distt-Narsingpur M.P

The case was discussed in 43rd SEIAA meeting dtd. 10.12.10 it has been recorded that "While scrutinising the documents the Authority noticed that the proponent has not submitted ownership document, summary EIA report mentioned at Appendix III-A of EIA Notification and the specific distance from the protected areas under Wildlife Protection Act. It was also noticed that the Mining Lease area as per Form I is 7.626 ha While 6.817 Ha. as per Mining Lease document. Hence it was decided to return the case to SEAC for re-consideration."

The case was considered in 77th SEAC meeting held on 25.08.11. As per minutes of SEAC, the requisite documents have been submitted by the PP. The SEAC has examined EIA summary. The distance of the Noradehi Sanctuary is 40.00 km from the site. The SEAC in its 30th meeting dtd. 25.06.2009, has recorded that "As per approval of Directorate, Director General of Mines, the mining of the marble block has also been added in addition to dolomite and limestone. The PP has applied for amendments in ToR. Accordingly revised ToR issued by SEAC (vide letter no. 686/PS-MS/MPPCB-SEAC/ToR (30/2009) dtd. 03.07.2009). As per this ToR the area has been reduced as 6.817 ha against the area included earlier (7.626 ha).The SEAC again forwarded case for grant of prior EC.

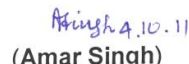
The Authority scrutinized letter of the DFO. forest division, Narsinghpur provided to PP (vide their letter no. Draftman/6894 dtd. 07.08.2010). As per this the proposed site is located at a distance of 40 km from Noradehi Sanctuary. The summary of the EIA and ToR were also examined and found satisfactory. However, it was found that SEAC did not consider the ownership records. Hence the Authority decided that PP should be asked to submit the latest copy of the Khasra Numbers of the leased area within one month.

7. **Case No184/2008**, Ghanshyam Das Mahawar 95 Cantt.Sadar, Jabalpur Fireclay, Laterite & silica mine 8.00 hect.at vill-Pindari Teh-Dhimarkhera, Katni M.P.

The case was discussed in 39th SEIAA meeting dtd. 26.06.10 it has been recorded that "SEIAA while scrutinizing the documents noticed that a photo copy of the


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Forest Deptt. NOC has been submitted, in stead of an attested/original one. It also does not specify the distance of protected areas under Wildlife Protection Act 1972, from the mining lease area.

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


The case was considered in 77th SEAC meeting held on 25.08.11. As per minutes, a part of the proposed site is near the proposed orange forest compartment and distance of the boundary is reported to be 250 m from the site while the distance of the Bandavargarh National park is reported as 150 km. The Authority scrutinised the documents submitted by DFO. It was observed that DFO has mentioned that the Khasra no 1128 is proposed as orange area while Khasra no 1125 is adjacent to the orange compartment. The nearest forest compartment is 250 m from the forest boundary. The Authority was apprised about the notice of Writ Petition (8255/2011) filed by the PP in Hon'ble High Court and SEIAA is one of the parties. The PP has challenged DFO's letter (no. 7569-70 dtd. 25.10.10) in the Hon'ble High Court of M. P.

The decision of the Authority is dependent on the order of the Hon Court as mentioned in DFO letter. Therefore after detailed discussion, the Authority decided that the case shall be only considered by SEIA after receiving any order from the Hon'ble High Court.

Meeting ended with a vote of thanks to the Chair



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(Amar Singh)
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