

**AGENDA AND MINUTES OF THE 23<sup>RD</sup> MEETING OF STATE LEVEL ENVIRONMENTAL IMPACT ASSESSMENT AUTHORITY (SEIAA) KERALA HELD ON 31.10.2013 AT HARITHASREE HALL, DEPT. OF ENVIRONMENT AND CLIMATE CHANGE**

The following were present:

1.	Dr. K.P. Joy, Former Director, School of Environmental Studies of M.G. University and Kannur University	Member, SEIAA
2.	Shri. P.K.Mohanty IAS Addl. Chief Secretary to Government Environment, Parliamentary Affairs and Forest & Wild Life Departments, Govt. of Kerala	Member Secretary, SEIAA
3.	Sri. P. Sreekantan Nair Director, Department of Environment & Climate Change, Govt. of Kerala	Secretary, SEAC (Special Invitee)

23<sup>rd</sup> SEIAA meeting unanimously took the following decisions.

KLA / 23.01	Introductory remarks by Chairman
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Member Secretary enquired whether any formal letter has been received from Chairman regarding his absence from the meeting. The Member, Dr. K.P. Joy has referred to an email in which the Chairman has stated that the meeting is postponed as the decisions of the previous meeting have not been implemented. However the Member Secretary stated that as the final authority for the issuance of minutes is the Chairman himself, and in any case the minutes of 22<sup>nd</sup> meeting is approved by 23<sup>rd</sup> SEIAA meeting (Agenda item no. 23.02). In any case, there were no emergency matters about which decision was taken in the 22<sup>nd</sup> meeting and action was to be taken before approval of minutes.

Hence the Member Secretary requested Dr. K.P. Joy, Member SEIAA to kindly chair the 23<sup>rd</sup> meeting and Dr. Joy has kindly consented to chair the meeting.

KLA / 23.02	Approval/Confirmation of the minutes of 22 <sup>nd</sup> SEIAA Meeting
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The draft minutes which were approved by the Member Secretary and Dr. K.P. Joy and have been circulated along with the agenda papers were considered along with the following modifications suggested by Chairman SEIAA:

**Item No. KLA/22.01:** In the item, the following additions are made:

“The following additional decisions were taken:

SEIAA stressed the need to complete the appraisal process and grant ECs on time. Towards this it is decided that every proposal taken up for discussion in SEIAA meeting for EC should indicate in the agenda of every proposal the date of acceptance of the proposal by

SEIAA after verifications by SEIAA Secretariat and ensuring that all required inputs are available. It should also indicate the date when the process by SEAC is completed and the appraisal report along with the recommendations is submitted to SEIAA Secretariat.

Chairman SEIAA informed that he had invited Chairman SEAC and Vice Chairman SEAC to participate in the meeting but they could not due to their prior commitments.

It is also decided that draft minutes of the meeting should be sent to members within seven days after the meeting and after the minutes are approved, draft EC should be sent to members within five days. Uploading on the website should be done with the approval of the Chairman.”

**Item No. KLA/22.03:** The following modifications are made:

“Regarding the quarry project of M/s P.V. Granites, SEIAA authorized Member Secretary to issue a show cause notice as to why their EC application should not be summarily rejected, which has to be responded by the proponent within 15 days.

Regarding the building project of M/s Infoparks Kerala, the EC shall incorporate in the specific conditions the following: “There shall be minimum of 6 numbers of rechargeable pits each having 2 m diameter and reaching up to a depth of 4 m below ground level.

Regarding the quarry project of M/s Chengalathu Quarry Industries, SEIAA discussed the note from SEAC and decided on the merit of the case that the mining can be undertaken at Pit 1 and Pit 2 as proposed without exceeding the slope of 45°.

Regarding the building project by M/s Skyline Builders, SEIAA restated the earlier decision that EC shall incorporate in the specific conditions, the number (minimum two) and specification of rechargeable pits as recommended by SEAC.”

**Item No. KLA/22.04:** The following addition is made:

“SEIAA analyzed the appraisal report and recommendations of SEAC on this proposal. It is observed that certain discrepancies and inconsistency exist on comparing statements in the appraisal report of SEAC and the accompanying annexure with basic information of the project provided by the proponent.”

**Item No. KLA/22.05:** The following addition is made:

“SEIAA analyzed the appraisal report and recommendations of SEAC on this proposal. It is observed that certain discrepancies and inconsistency exist on comparing statements in the appraisal report of SEAC and the accompanying annexure with basic information of the project provided by the proponent.”

**Item No. KLA/22.06:** The following addition is made:

“SEIAA noted that the proponent had earlier applied to Ministry of Environment and Forests, Government of India for Environmental Clearance in 2007.

Secretary SEAC presented a brief about the proposal. Since there was no recommendation from SEAC Kerala, SEIAA decided to defer the item to the next SEIAA meeting to study the file in detail and take the correct decision.”

**Item No. KLA/22.08.01:** The following modifications are made:

“M/s Nikunjam Constructions Pvt. Ltd. has given a submission addressed to Chairman SEIAA for amending the specific conditions prescribed in the decision for issuance of EC, after completion of violation proceedings. The issue was discussed in earlier meetings

also. When Chairman SEAC was contacted to ascertain the rationale for introducing the contested two conditions different from KMBR, he informed that these two conditions were not recommended by SEAC. It is observed by SEIAA that KMBR is stipulated as a specific condition in EC for all construction of buildings presently. SEAC also has recommended it. Accordingly SEIAA decided to stipulate KMBR in the specific conditions and make necessary modifications.

The second request from M/s Nikunjam Constructions was relating to the issuing of EC. SEIAA noted that a petition W.P. © No. 17404/2013 relating to the issuance of EC for M/s Nikunjam Constructions Pvt. Ltd. is under consideration of the Hon. High Court of Kerala. Hence SEIAA decided to await the orders of the Honourable High Court.”

**Item No. KLA/22.10:** The following modifications are made:

“Noted the report which was forwarded to MoEF with the approval of Member Secretary. SEIAA expressed its concern over the large number of proposals pending for 6 months and some for one year too. SEIAA directed that an analysis of proposals pending for 6 months and one year may be made by OIC SEIAA Secretariat and presented in the next SEIAA meeting.”

KLA / 23.03	Action taken report on the decisions of the 22 <sup>nd</sup> SEIAA Meeting
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SEIAA reviewed the 18 cases of pending proposals and decided that all the pending applications which were approved for issuance of EC from 21<sup>st</sup> SEIAA meeting onwards should be issued by the Member Secretary based on the approved minutes.

Regarding M/s Adelie Builders and Developers Pvt. Ltd. it is decided to approve for Environmental Clearance specifying the conditions stipulated by EAC and KCZMA. It was further decided to issue notice to the proponent to show cause why violation proceedings should not be initiated before issuing EC.

Regarding other items, action taken will be reviewed in the 24<sup>th</sup> meeting of SEIAA.

<b>KLA / 23.04</b>	Environmental clearance for a quarry project in Survey Nos. 81 pt, 82 pt, 83 pt and 84 pt at Cherpulassery Village and Panchayath, Ottappalam Taluk, Palakkad District, Kerala by M/s Hywel Granites (File No. 124/SEIAA/KL/2334/2013)
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**Approved, as recommended by SEAC.**

KLA / 23.05	Environmental clearance for a quarry project in Survey Nos. 2/2, 5/2 at Lakkidi-Perrur 1 <sup>st</sup> Village and Panchayath, Ottapalam Taluk, Palakkad District, Kerala by M/s Valluvanad Granites (File No. 125/SEIAA/KL/2335/2013)
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**Approved, in addition to the specific conditions recommended by SEAC the following shall also be added: A safe buffer distance of 15 m shall be left from the**

*Member Secretary*

*Member*

*Chair*

**Village boundary without conducting mining activities as per the regulations made by Mining and Geology Department.**

KLA / 23.06	Environmental clearance for a quarry project in Sy. Nos. 351/1-1 part and 351/1-2 at Aikkaranad South Village, Poothrikka Panchayat, Kunnathunadu Taluk, Ernakulam District, Kerala by M/s Poovelil Aggregates (File No. 89/SEIAA/KL/1049/2013)
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**Approved, stipulating one more specific condition that revised map (to scale) marking the exact distance from the project site from the survey boundary pillars precisely defining the proposed mining area to be submitted to SEIAA, before issue of EC.**

KLA / 23.07	Environmental clearance for a quarry project in Survey Nos. 436/1, 443/1, 443/1-3, 446/3, 446/3-1, 446/4, 447/1, 447/1-2, 447/1-3 and 448//2 at Kottangal Village, Mallapally Taluk, Pathanamthitta District, Kerala by M/s Amity Rocks Products (P) Ltd. (File No. 98/SEIAA/KL/1387/2013)
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**Deferred directing the proponent to submit affidavit as recommended by SEAC.**

KLA / 23.08	Environmental clearance for a quarry project in Sy. No. 80/1A1 (Part) at Keezhariyur Village, Keezhariyur Panchayath, Koyilandy Taluk, Kozhikode district, Kerala by M/s Payyoli Granites Pvt. Ltd. (File No. 100/SEIAA/KL/1537/2013)
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**Deferred directing the proponent to get the document as stipulated by SEAC regarding valid proof of identity of Sri. Shibu Varghese.**

KLA / 23.09	Application No. 263/2013 filed before the National Green Tribunal by Jacob George Vs. State of Kerala & others (File No. DoECC/E3/2642/2013)
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**Noted**

KLA / 23.10	O.M. No. J-11013/1/2013-IA-I dt. 28 <sup>th</sup> May 2013 of Ministry of Environment and Forests on Streamlining of process of Environment Clearance and Forest Clearance cases by Expert Appraisal Committee and Forest Advisory Committee respectively for Hydropower and River Valley Projects
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**Noted**

KLA / 23.11	Report on the status of processing of the applications for Environmental Clearance by SEIAA Secretariat
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**Decided that the report for the month of September 2013 and October 2013 should be sent before 5<sup>th</sup> November 2013.**

KLA / 23.12	Any other item with the approval of Chair
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KLA/23.12.01	Simplified procedure for issuance of EC for mining of brick earth and ordinary earth
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**Decided to prepare a questionnaire in Malayalam in tune with O.M. dt. 24.06.2013 which has to be certified and forwarded by the District Collector or an officer duly authorized by him on his behalf to Secretary SEAC who will place the proposals in bulk for the next SEIAA for decisions. This practice may be followed until Govt. of India prescribes new procedure in this regard.**

KLA/23.12.02	Request of Sri. Bose Varughese with regard to the EC related to the quarries at Athikkayam Village Ranni taluk
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**Decided to get the opinion of Law Department, GoK and MoEF and to consider in the next meeting. Deferred**

KLA / 23.13	Concluding remarks by Member Secretary/ Chairman SEIAA
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**Nil**