

**MINUTES OF THE 35TH SEIAA MEETING OF THE STATE ENVIRONMENT
IMPACT ASSESSMENT AUTHORITY (SEIAA) KERALA HELD ON 9TH APRIL
2015 AT THE CHAMBER OF THE PRINCIPAL SECRETARY TO GOVERNMENT
(ENVIRONMENT & FORESTS). GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM.**

Present

1. Dr. K.P.Joy, Chairman, SEIAA
2. Dr. J. Subhashini. Member SEIAA
3. Sri. P. Mara Pandiyan. Principal Secretary to Government & Member Secretary SEIAA

The 35th meeting of SEIAA and the first meeting of the Authority as constituted by Notification No. dated 19-3-2015 was held from 9.00 a.m onwards on 9-4-2015 in the chamber of the Principal Secretary to Government (Member Secretary, SEIAA). Chairman welcomed the members. By way of introduction he referred to the deliberations in the conference of Ministers of states held at New Delhi by the Ministry of Environment & Forests on 6th and 7th April inaugurated and addressed by the Prime Minister Sri. Narendra Modi, on introduction of online submission of applications for Environmental clearance and to shift to the online process by October 2015. In the context of the proposed curtailment of the time limit for grant of EC to one month and the statutory deeming provision for grant of EC, adequate manpower needs to be provided to SEAC/SEIAA. Now that the processing fee system having been introduced, the matter of providing logistical support to the Authority to cope with its statutory and time bound responsibilities shall be provided.

Member Secretary opined that regular posts as may be required for the functioning of the authority may be created for which detailed proposals may be submitted to government through the Director of Environment & climate Change. In the interim, it was decided that the following project personnel for SEIAA are allowed to continue for one more year:

SL. No	Name	Designation	Date of Joining	Date of expiry of Term	Wage
1	Sreelal	Office Asistant	24.5.2014	Daily waged	350
2	Vineeth	Office Attendant	In the DoECC, till 26 th August 2014. Now continuing in SEIAA	“	300

3	Sreeju	Security	For DoECC also , w.e.f. on 1.1.2013	“	350
4	Vinod Gopal, V.	Project Assiustant	11-11-2014	Contract for six months	20,000
5	Jainy Varghese	“	4-12-2014	“	“
6	Dhanya, G.	“	23-12-2014	“	“
7	VACANT	“	--		“

The meeting also resolved that since SEAC and SEIAA have distinct duties and responsibilities to be discharged simultaneously and separately, pending creation of regular posts, separate project staff under the plan scheme of ‘Impact Assessment ‘was decided to be engaged minimum of which based on the existing workload be as follows,

SEAC.

1. Project Assistants (on contract for one year) – 4 persons (Rs. 20,000 p.m).
2. Data Entry Operator – 1 (Rs. 10,000 p.m.)

SEIAA

1. Data Entry Operator (for works of SEIAA) – 1 (Rs. 10,000 p.m.)
2. ,, (for works on litigations, complaints, reports etc.) – 1 (Rs. 10,000 p.m.)

Authority wanted to have an effective monitoring mechanism for post clearance monitoring. The SEIAAs of neighboring states may be consulted to ascertain the facilities available there. An expert panel for scientific and technical back up for the SEIAA is essential .Proposals for having regular posts for post clearance monitoring of environmental conditions may be included in the proposals to be submitted to government for creation of regular posts for the functioning of the SEAC/SEIAA.

The meeting then took up the agenda items for the 35th meeting one by one and took the following unanimous decisions

Member Secretary wanted separate Secretariat, for SEIAA for which the district collector Thiruvananthapuram may be approached to identify 5-10 cents of

lands within the city. It was also decided that in the mean time, a search may be made for rental accommodation of building having minimum area of 4000 sq.ft.

It was also decided that the website of SEIAA may be renewed and updated. For online submission of applications IT mission may be engaged.

The meeting then took up the agenda items for the 35th meeting one by one and took the following unanimous decisions:

Item No. 35.1 Confirmation of minutes of 34th SEIAA meeting

Confirmed

Item No. 35.2 Action taken Report on minutes of 34th meeting of SEIAA held on 24th and 31st October 2014. (File No. 4836/SEIAA/2014)

Noted.

It was decided that in the case of mining of ordinary earth, the question of reduction of the processing fee as is now fixed at the same rate for quarrying (Rs. 75,000) may have to be examined band proposals made to Government.

Item No. 35.3 List of applications for E.C. pending for site inspection reports (SEAC)

It was observed that there is delay in disposal of applications for E.C mainly due to delay in site inspection and report. SEAC/SEIAA may meet as often as possible to clear the backlog. SEAC may also discuss the matter and put in measures to expedite recommendation adhering to the statutory time limit.

Item No. 35.4 Vigilance enquiry in to the affairs of SEIAA- Report

Noted

Item No. 35.5 Applications for extension of validity of E.Cs issued earlier

Authority considered the applications for extension of period of validity of the 17 E.Cs issued for removal of ordinary earth. The reasons for seeking extension found genuine,

decided to extend the period of validity of all the 17 E.Cs up to 30-9-2015. No further extension will be given.

Item No. 35.6 Petitions on environmental clearance and general complaints on illegal quarries and other environmentally degrading activities (individual cases consolidated)

Authority deliberated on the agenda note. It was decided as under:

- In the cases of petitions against E.C granted by SEIAA , unless there is a factual error, or violation of conditions in the E.C , SEIAA need not interfere.
- In case of factual errors or violations, the petition may be referred to DoECC for enquiry and report.
- E.C may be challenged in the NGT and no appellate or review action can be taken up with the SEIAA.
- In general cases not related to E.C issued, petitioners may approach the concerned authorities for redressal.
- All petitions to SEIAA shall be placed before the Authority for decision.
- In respect of the following letters separate decisions against eachas in column No.4 were taken.

Sl. No. in agenda note	Sender and outside number	Subject	Decision of SEIAA
16	District Collector Thrissur. No: 72/232/13/B3	Whether EC is needed for mining of ordinary earth for house construction purposes?	State Government has exempted removal of OE for own house construction from prior EC. However the NGT (SZ) has stayed the decision.
17	Executive Engineer PWD, Thrissur.	Construction of Azhikode-Munambam Bridge- Whether EC is needed.	E.C is required for all constructions as scheduled in the 2006 EIA notification as amended. .
31	District Collector Kasargode	River sand mining in Kasargode district. Whether Bharath Sevak Samaj, TVPM can be entrusted to carry out sand audit.	To go by Govt. Orders in this behalf.

Item No. 35.7 Environmental Clearance to Shylaja Raghavan for removal of ordinary earth- Petition and Writ Petition of Smt. Saramma Mathai, Alathundil House, Puthur Mukku, Poovattur East Muriyil, Kulakkada P.O. Kottarakkara (File No.137/EC3/2015/SEIAA)

The petitioner has filed a petition to SEIAA dated 18-12-2014 (received on 23-12-2014) alleging violation of the environmental conditions in the E.C and demanding cancellation of thereof. On 20-12-2014 itself, she filed W.P(c) 35182/2014 for similar relief. There is a specific condition in the E.C. that “a minimum distance of 15m from any civil structure shall be kept from periphery of the excavation area”. This condition to safe guard against damage the adjoining property if any, is to be complied by the E.C holder. It is alleged that the E.C. holder while mining the ordinary earth has not left space between the boundary of her property and the road thereby doing away with the lateral support of her property.

As violation of E.C conditions are alleged, and demand for withdrawal of the E.C. has been made SEIAA decided to refer the petition to SEAC to enquire and to make recommendations.

Item No. 35.8 Environmental clearance for removal of ordinary earth in Aloor Village, Kandanassery Panchayath, Talappilly Taluk, Thrissur District, by Mr. V.V. Rajan (File No. 255/SEIAA/KL/1113/2014)

The 28th SEAC *recommended* the proposal for grant of Environmental Clearance, subject to receipt of the documents proving the purpose of removed earth. Applicant has not complied with the condition. Authority decided to ask the proponent to submit the required documents within a month, failing which further action will be taken.

Item No. 35.9 Environmental clearance for removal of ordinary earth in Kizhakkummuri Village, Mukundapuram Taluk, Thrissur District, by Mr. Johnson V. K. (File No. 262/SEIAA/KL/1192/2014)

Approved for issuance of Environmental clearance on usual conditions for mining of brick earth/ ordinary earth stipulated in O.M. No. L. 11011/47/2011-IA.II(M) dated 24-6-2013 of the Ministry of Environment & Forests, for removal of brick earth not exceeding 250m³ as per recommendations of SEAC.

Item No. 35.10 **Environmental clearance for removal of ordinary earth in Sy.no. 109/6 at Aaloor Village, Kandanissery Panchayath, Thalappilly Taluk, Thrissur District, by Mr. Anil C.G. (File No. 277/SEIAA/KL/1326/2014)**

Approved for issuance of Environmental clearance on usual conditions for mining of brick earth/ ordinary earth stipulated in O.M No. L.11011/47/2011-IA.II(M) dated 24-6-2013 of the Ministry of environment & Forests , for removal of brick earth not exceeding 250m³ as per recommendations of SEAC.

Item No. 35.11 **Environmental clearance for removal of ordinary earth in Ayyanthole Village and Thrissur Panchayath, Thrissur Taluk, Thrissur District, by Sri. Domi K.A (File No. 309/SEIAA/KL/1659/2014)**

Approved for issuance of Environmental clearance on usual conditions for mining of brick earth/ ordinary earth stipulated in O.M No. L.11011/47/2011-IA.II(M) dated 24-6-2013 of the Ministry of environment & Forests, for removal of brick earth not exceeding 5000 m³ as per recommendations of SEAC.

Item No. 35.12 **Environmental Clearance for removal of ordinary earth in Sy. Nos. 519/2 and 519/2-2 at Sakthikulangara Village, Kollam Taluk, Kollam District, by Mr. Chandrasekharan Pillai P. (File No. 321/SEIAA/KL/1951/2014)**

Approved for issuance of Environmental clearance on usual conditions for mining of brick earth/ ordinary earth stipulated in O.M No. L.11011/47/2011-IA.II(M) dated 24-6-2013 of the Ministry of environment & Forests, for removal of brick earth not exceeding 7500 m³ as per recommendations of SEAC.

Item No. 35.13 **Environmental Clearance for removal of brick earth in Re. Sy. No. 144/6, Block 71 at Edavanna Village and Panchayath, Eranad**

Taluk, Malappuram District, by Mr. P. M. Salim (File No. 325/SEIAA/KL/1985/2014)

Approved for issuance of Environmental clearance on usual conditions for mining of brick earth/ ordinary earth stipulated in O.M No. L.11011/47/2011-IA.II (M) dated 24-6-2013 of the Ministry of environment & Forests , for removal of brick clay not exceeding 1000 m³ as per recommendations of SEAC from 6.4 Ares of land in Sy. No. 144/6 Edavanna Village and Panchayath, Eranad Taluk, Malappuram District, subject to the specific condition that brick clay is permitted to be exploited from 16 cents of land to the level of local water table or the base level of nearby stream whichever is less from the existing ground level. The depth should be limited to 3.5m from the existing ground level.

Item No. 35.14 Environmental clearance for removal of ordinary earth in Sy. Nos. 207/18 and 207/9 at Aikkaranad North Village, Kunnathunadu Taluk, Ernakulam District, by Smt. Saralakumari (File No. 329/SEIAA/KL/2062/2014)

Approved for issuance of Environmental clearance on usual conditions for mining of brick earth/ ordinary earth stipulated in O.M No. L.11011/47/2011-IA.II(M) dated 24-6-2013 of the Ministry of Environment & Forests , for removal of brick clay not exceeding 7500 m³ as per recommendations of SEAC and with the following specific conditions

1. Considering the slope and pebbly laterite cover material, earth can be taken from the plot in three separate levels only each with a maximum height of 2m.
2. The removed earth shall be utilized for the construction of internal roads and other facilities in connection with Infopark, Kochi, Phase II.

Item No. 35.15 Environmental clearance for removal of ordinary earth in Sy. no. 143/17 at Melila Village and Melila Panchayath, Kottrakkara Taluk, Kollam District, by Sri. Rajan George (File No. 355/SEIAA/KL/2510/2014)

Approved for issuance of Environmental clearance on usual conditions for mining of brick earth/ ordinary earth stipulated in O.M No. L.11011/47/2011-IA.II(M) dated 24-6-2013

of the Ministry of Environment & Forests , for removal of brick clay not exceeding 2500 m³ and the following specific conditions as per recommendations of SEAC .

1. The earth shall be removed from the steep cutting in the form of benches.
2. The ultimate depth of removal must be at least 1 m above the level of MC road.
3. A buffer distance of at least 10 m to be provided from the edge of the nearest dwelling unit.

Item No. 35.16 Application for Environmental Clearance for removal of ordinary earth from Sy. No. 968/12-79/4, at Chittar Village & Panchayath, Konni Taluk, Pathanamthitta District, by Mr. Raju Sam (File No. 357/SEIAA/KL/2513/2014)

Approved for issuance of Environmental clearance on usual conditions for mining of brick earth/ ordinary earth stipulated in O.M No. L.11011/47/2011-IA.II (M) dated 24-6-2013 of the Ministry of Environment & Forests, for removal of brick clay not exceeding 140 m³ and the following specific conditions as per recommendations of SEAC.

Item No. 35.17 Application for Environmental clearance for removal of ordinary earth from Re. Sy. No. 61/1c & 61/2b at Chevayur Village, Kozhikode Corporation & Taluk, Kozhikode District, Kerala by Mr. Abdul Azeez (File No. 362/SEIAA/KL/2521/2014)

The proponent sent an intimation dated 4/8/2014 withdrawing the application. The case is delisted, the file to be closed.

Item No. 35.18 EC application for removal of ordinary earth from Sy. No. 70/2-1 at Velinellur Village & Panchayath, Kottarakkara Taluk, Kollam District, by Sri. Muhammedu Basheer Haji (File No. 383/SEIAA/KL/2655/2014)

The 31st SEAC meeting held on 30-31/06/2014 considered the case and noticed that since the application submitted is for the removal of ordinary earth for quarrying activities, it

may be rejected and suggested a new application in the prescribed format may be submitted for quarrying activity, along with supporting documents. The authority accepted the recommendation of SEAC and decided to reject the application.

Item No. 35.19 Application for environmental clearance for removal of ordinary earth from Sy. No. 475/6 at Pallickal Village & Panchayath, Adoor Taluk, Pathanamthitta District, by Sri. Sasidharan Nair (File No. 384/SEIAA/KL/2656/2014)

Approved for issuance of Environmental clearance on usual conditions for mining of brick earth/ ordinary earth stipulated in O.M No. L.11011/47/2011-IA.II (M) dated 24-6-2013 of the Ministry of environment & Forests, for removal of brick earth not exceeding 1600 m³ as per recommendations of SEAC on usual conditions for mining of brick earth/ordinary earth with the following specific conditions:

1. Excavation must be done in the form of benches on the eastern side
2. The removed earth shall be utilised for construction of Alappuzha town roads as specified in the letter no. AB8-1146/2013 dtd. 23.11.2013 of Exe. Engineer, PWD (Roads Division), Alappuzha.

Item No. 35.20 Application for environmental clearance for removal of ordinary earth from Sy. No. 217/7 and 217/1 at Nedumangad Village & Panchayath, Nedumangad Taluk, Thiruvananthapuram District, by Mr. Abdul Shukoor (File No. 388/SEIAA/KL/2756/2014)

Proponent intimated on 31-07-2014 that the application for the removal of ordinary earth need not be considered. SEIAA decided to permit the application the file to be closed.

The authority also resolved that in all such cases of SEAC having called for additional details/ documents from the proponents or directed to rectify defects, and pending for compliance by the proponent, unless any time limit for submission of reply is fixed by SEAC, the the application may be rejected if the details called for are not submitted or there is no response from the proponent even after two subsequent meetings of the SEAC. Member Secretary is authorized to dispose of such cases.

Item No. 35.21 Application for environmental clearance for removal of ordinary earth from Sy. Nos. 460/15, 460/17, 460/27, 460/16& 460/28 at

Nooranad Village & Panchayath, Mavelikkara Taluk, Alappuzha District, by Mr. K. Surendran Pillai & Saraswathy Amma (File No. 392/SEIAA/KL/2761/2014)

Approved for issuance of Environmental clearance on usual conditions for mining of brick earth/ ordinary earth stipulated in O.M No. L.11011/47/2011-IA.II(M) dated 24-6-2013 of the Ministry of environment & Forests , for removal of brick earth not exceeding 3000 m³ as per recommendations of SEAC on usual conditions for mining of brick earth/ordinary earth and with the specific condition that the removed earth shall be utilised for Government purpose only .

The Authority also decided that budgeted government works shall not delay or stall due to delay in getting E.C after application therefor is submitted, wherefore provisional E.C may be issued the applications for removal of ordinary earth for the works of central and state Governments, to be ratified by the Authority subsequently. Member Secretary will issue the provisional E.C, provided the concerned government authority in charge of the work has certified the bonafides of utilisation of the removed earth with the quantity required for the work and that to be extracted from the plot/ site involved.

Item No. 35.22 Application for environmental clearance for removal of ordinary earth from Re. Sy. No. 455/3 at Thrikkakara North Village, Kalamassery Panchayath, Kanayannur Taluk, Ernakulam District, by Mr. Benny Varghese (File No. 405/SEIAA/KL/2835/2014).

Approved for issuance of Environmental clearance on usual conditions for mining of brick earth/ ordinary earth stipulated in O.M No. L.11011/47/2011-IA.II(M) dated 24-6-2013 of the Ministry of environment & Forests , for removal of brick earth not exceeding 2000 m³ as per recommendations of SEAC with the following specific conditions

1. 1000 m³ of the removed earth shall be utilised by the owner for agricultural purposes in the adjacent plot on the northern side.
2. The other 1000 m³ of removed earth shall only be utilised for any Government Funded projects.

Item No. 35.23 Environmental clearance for removal of ordinary earth inform Sy. No. 1006/1P at Ollukkara Village, Thrissur Taluk, Thrissur

District, Kerala by Fr. Sunny Kuttikottayil (File No. 445/SEIAA/KL/3117/2014)

Approved for issuance of Environmental clearance on usual conditions for mining of brick earth/ ordinary earth stipulated in O.M No. L.11011/47/2011-IA.II(M) dated 24-6-2013 of the Ministry of Environment & Forests , for removal of brick earth not exceeding 1600 m³ as per recommendations of SEAC with the specific conditions that the removal of earth should not cause any instability to the adjacent plot. The removed earth should not be transported outside.

Item No. 35.24 Environmental clearance for removal of ordinary earth in Re Sy. No. 297/4 of Block no. 29 at Mazhuvannur Village, Kunnathunad Taluk, Ernakulam District, by Mr. Gigy Mathew. (File No. 452/SEIAA/KL/3126/2014)

Approved for issuance of Environmental clearance on usual conditions for mining of brick earth/ ordinary earth stipulated in O.M No. L.11011/47/2011-IA.II (M) dated 24-6-2013 of the Ministry of environment & Forests, for removal of brick earth not exceeding 7000 m³ with the following specific conditions as per recommendations of SEAC.

1. Excavation must be done in the form of benches
2. Average height of the bench shall not exceed 2m.
3. The lower slope must be left undisturbed as such.
4. The excavation shall not go beyond white clay layer or hard rock whichever is at higher level.
5. The removed material must be used for Vallarpadam container Project only

Item No. 35.25 Environmental clearance for removal of ordinary earth in Sy. No. 303/4-1 at Mazhuvannoor Village, Kunnathunad Taluk, Ernakulam District, by Mr. Yacobe (File No. 458/SEIAA/KL/3180/2014)

Approved for issuance of Environmental clearance on usual conditions for mining of brick earth/ ordinary earth stipulated in O.M No. L.11011/47/2011-IA.II(M) dated 24-6-2013 of the Ministry of Environment & Forests , for removal of brick earth not exceeding 7000 m³ with the following specific conditions as per recommendations of SEAC:

1. Average thickness of excavation shall not exceed 2m.
2. The lower slopes must be left as such undisturbed
3. The maximum level of excavation shall be at least 50 cm above the road level.
4. The depth of excavation shall not go beyond the white clay layer or hard rock whichever is at higher level.
5. The removed material must be used for Government funded projects only

Item No. 35.26 Environmental clearance for removal of ordinary earth in Sy.no. 300/2 at Thamarakulam Village and Panchayath, Mavelikkara Taluk, Alappuzha District, by Sri Mohanan pillai. J. (File No. 465/SEIAA/KL/3209/2014)

Approved for issuance of Environmental clearance on usual conditions for mining of brick earth/ ordinary earth stipulated in O.M No. L.11011/47/2011-IA.II (M) dated 24-6-2013 of the Ministry of Environment & Forests, for removal of brick earth not exceeding 4000 m³ with the following specific conditions as per recommendations of SEAC:

- All the top soil and other earth shall be stocked for refilling the pit.
- The depth of excavation shall not exceed 5.5 m below ground level.
- The pit shall be restored & made suitable for agricultural activities at the end of extraction of earth.
- The extraction shall be done during January to middle of May only.

Other statutory clearances have to be obtained by the Project Proponent before initiating the activity.

Item No. 35.27 Environmental clearance for removal of ordinary earth in Sy.no. 295/1/2, 294/1/2 at Thamarakulam Village and Panchayat, Mavelikkara Taluk, Alappuzha District, by Sri Mohanan pillai. J. (File No. 466/SEIAA/KL/3210/2014)

Approved for issuance of Environmental clearance on usual conditions for mining of brick earth/ ordinary earth stipulated in O.M No. L.11011/47/2011-IA.II(M) dated 24-6-

2013 of the Ministry of Environment & Forests , for removal of brick earth not exceeding 7500 m³ with the following specific conditions as per recommendations of SEAC:

- All the top soil and other earth shall be stocked for refilling the pit.
- The depth of excavation shall not exceed 5.5 m below ground level.
- The pit shall be restored & made suitable for agricultural activities at the end of extraction of earth.
- The extraction shall be done during January to middle of May only.

Other statutory clearances have to be obtained by the Project proponent before initiating the activity.

Item No. 35.28 Environmental clearance for removal of ordinary earth in Sy. Nos. 547/2 at Lokamaleswaram Village, Kodungallur Taluk and Municipality ,Thrissur District, by Smt. Sathi A. R. (File No 531/SEIAA/KL/3835/2014)

Approved for issuance of Environmental clearance on usual conditions for mining of brick earth/ ordinary earth stipulated in O.M No. L.11011/47/2011-IA.II(M) dated 24-6-2013 of the Ministry of Environment & Forests , for removal of brick earth not exceeding 200 m³ with the following specific conditions as per recommendations of SEAC that the removed earth should be utilised for the storage in Sy. No. 78/12B in Aala Village under the possession of the applicant as mentioned in the application.

Item No. 35.29 Environmental Clearance for removal of ordinary earth in Re. Sy. No.104/10, 104/7, 104/17 Block 18 at Tamarakkulam Panchayath, Mavelikkara Taluk, Alappuzha District, by Sri. V. Pankajakshan (File No. 578/SEIAA/KL/4334/2014)

Approved for issuance of Environmental clearance on usual conditions for mining of brick earth/ ordinary earth stipulated in O.M No. L.11011/47/2011-IA.II(M) dated 24-6-2013 of the Ministry of Environment & Forests , for removal of brick earth not exceeding 2000 m³ with the specific conditions as per recommendations of SEAC that after the removal of laterite, the land shall be restored in its original condition suitable for agriculture.

Item No. 35.30 Environmental Clearance for removal of ordinary earth in Sy.no. Sy. No.2/3 at Potta Village and Chalakkudy Municipality, Chalakkudy Taluk, Thrissur District, by Sri. Francis Jacob (File No. 581/SEIAA/KL/4337/2014)

Approved for issuance of Environmental clearance on usual conditions for mining of brick earth/ ordinary earth stipulated in O.M No. L.11011/47/2011-IA.II(M) dated 24-6-2013 of the Ministry of Environment & Forests , for removal of brick earth not exceeding 2500 m³ with the specific conditions as per recommendations of SEAC that the removed earth shall only be used for KLDC work at Iringalakkuda as specified in the application.

Item No. 35.31 Environmental Clearance for removal of ordinary earth in Sy. No. 675/1,677/11,12 at Malappuram South Village, Malappuram Taluk, Malappuram District by Mr. Muhammad Ibrahim (File No.582/SEIAA/KL/4343/2014)

Approved for issuance of Environmental clearance on usual conditions for mining of brick earth/ ordinary earth stipulated in O.M No. L.11011/47/2011-IA.II (M) dated 24-6-2013 of the Ministry of Environment & Forests, for removal of brick earth not exceeding 200 m³ with the specific conditions as per recommendations of SEAC that the removed earth should be utilised for agriculture purpose in the land under the ownership of Smt. Razia Muhammad of Re. Sy.No. 1134 in Melmuri Village, Eranad Taluk, Malappuram District.

Item No. 35.32 Environmental Clearance for river sand mining in Kannur District. (File No. 571/SEIAA/KL/4230/2014)

Following the orders from the Honourable National Green Tribunal, the entire sand mining activities was prohibited in Kannur district from 21st December 2013. The proponent District Collector, Kannur has submitted the Application in Form 1 of the EIA notification 2006.

The proposal was considered as agenda item no. 24.03 in the 24th SEAC meeting held on 5th February 2014. It was found that the quantity of sand is limited in the Valapatanam and Anjarakkandy river basins and recent reports on the river mapping is essential to estimate the sand available with these river basins. SEAC found that the proponent has submitted the sand audit report prepared by CWRDM, valid up to May 2014.

Considering the CWRDM report which is valid till May 2014 submitted by the proponent and the environmental protection measures being adopted so far, the Committee *recommended* the project for Environmental Clearance which shall be valid up to 31st May 2014.

The SEIAA, after due consideration of the relevant documents and in view of the recommendations of SEAC, approved for grant of Environmental Clearance for the project mentioned above at its 27th meeting held on 11th March 2014 up to a period of 31st May 2014 specifying the following conditions:

Stretch wise mining should be in tune with the CWRDM report and District Collector should monitor its compliance.

The conditions under Para 1 (iii) (a) to (e) stipulated in the O.M. dt. 24th December 2013 of MoEF for river sand mining should be complied with.

Sand auditing of all the rivers in the district should be completed before 31st May 2014 as is done now and subsequent sand mining shall be regulated as per that report to be assessed by SEAC/SEIAA.

All the other statutory clearance as is required should be obtained.

Further, SEIAA, in its 30th meeting under agenda item no. KLA/30.43.01 ratified the validity of Environmental Clearance for river sand mining in Kannur district since for river sand mining in Kannur, Thrissur, Kozhikode, Ernakulam and Malappuram districts, EC was approved for issue up to a period of 31st May 2014. Due to the election processes, the EC could not be issued soon after the SEIAA decisions. In the EC issued on 7th May 2014, the validity was therefore extended up to 30th June 2014.

The proponent vide letter dtd. 21.07.2014 has submitted copies of Government orders authorizing various agencies to conduct sand auditing of various rivers in the state. As per the said orders, Centre for Environment and Development, Thiruvananthapuram and Uralungal Labour Contract Co-operative Society have been assigned to conduct River Bank Mapping and Sand Auditing for Valapattanam River and Anjarakandy River respectively. It is further stated by the proponent that they have entrusted Centre for Environment and Development, Thiruvananthapuram for conducting sand audit of Thalassery, Mahe, Perumba and Kuppam rivers and has requested to take necessary steps to issue Environmental Clearance for river sand mining in Kannur district from Valapattanam, Anjarakandy, Thalassery, Mahe, Perumba and Kuppam rivers based on the report of Centre for

Environment and Development, Thiruvananthapuram. The proponent has also submitted report of sand audit of rivers in Kannur district done by Centre for Environment and Development, Thiruvananthapuram. It was placed in 33rd SEAC for appropriate decisions.

33rd SEAC noted that the quantity of sand projected in the report is 2m below the summer water level. Hence the proponent has to recompute the sand quantity above summer water level and provide the quantity of sand. As per the clause in OM. of MoEF dated 24.12.2012 issued on the basis of the Hon'ble Supreme Court verdict, permission can be given to take sand above summer level. The committee recommended for 50% of the quantity of sand assessed by CED for a period of four months from September to December. The Authority examined the matter in detail w.r. t the reports and decided to issue environmental clearance to take 50% of the quantity of sand as assessed for each river from each approved Kadavu subject to the following conditions:

1. As per the Supreme Court judgement in Deepakkumar's case on mining of minor minerals, depth of sand mining shall be restricted to 3 m/water level, whichever is less. Therefore the same condition will be applicable. District Collector, Kannur may issue kadavu wise sand extraction permits limiting the total quantity of river sand to be extracted from each kadavu as sanctioned above.
2. Pillars should be erected on the banks of the kadavu to prevent the entry of Lorries or carriage vehicles to the kadavus for transporting sand.
3. The maximum limit of sand extraction per day should not exceed that specified above.
4. Mining of sand in the Coastal Regulation Zone shall be as per the guidelines stipulated by the KCZMA.
5. Summer water level must be fixed with reference to a permanent point (bench mark) by levelling and should be recorded for future reference. At least two such points must exist in each Panchayath.
6. The following conditions under Para 1 (iii) (a) to (e) stipulated in the O.M. dt. 24th December 2013 of MoEF for river sand mining should be complied with. Conditions under Chapter 3 of the Kerala Protection of River Bank and Regulation of Removal of Sand Act 2001 should be followed, unless repugnant with the conditions in the O.M. dtd. 24th December 2013.

- a) The mining activity shall be done manually.
 - b) The depth of mining shall be restricted to 3 m/water level, whichever is less.
 - c) For carrying out mining in proximity to any bridge and/or embankment, appropriate safety zone shall be worked out on case to case basis to the satisfaction of SEAC/SEIAA, taking into account the structural parameters, locational aspects, flow rate, etc, and no mining shall be carried out in the safety zone so worked out.
 - d) No in stream mining shall be allowed.
 - e) The mining plan approved by the authorized agency of the State Government shall inter-alia include study to show that the annual replenishment of sand in the mining lease area is sufficient to sustain the mining operations at levels prescribed in the mining plan and that the transport infrastructure is adequate to transport the mined material. In case of transportation by road, the transport vehicles will be covered with tarpaulin to minimize dust/sand particle emissions.
7. The sand removal areas (Kadavu) shall not be in any of the Ecologically Sensitive Area (ESA) where mining is banned as per O.M No. S.1-4/2012-RE (Pt) dated 13-11-2013 of the MOEF, Govt. of India..
 8. Online e-management system should only be resorted for sand distribution.
 9. While issuing permit to each Panchayath, the specific quantity of sand to be removed as sanctioned herein and the period of extraction should be specified by the District Collector.
 10. All the other statutory clearances as is required should be obtained.

Item No: 35.33. Application for environmental clearance for the proposed quarry in Sy. No. 65/1 at kumily village , Kumily panchayat, Peerumedu taluk, Idukki district – Kizhakkethalakkal rocks- Orders of NGT (NB) in Appeal No. 29/13 filed by Kizhakkethalakkal rocks- (File No: 40/EC2/7084/ SEIASA2012)

The Chairman raised the matter of the new Kerala Minor Mineral Concession Rules 2015 and the requirement of Mining Plan as per rules 9 and 33 for disposal of application for the grant of quarrying permit and lease according to which, the competent authority shall

make site inspection, based on which it was decided to intimate the project proponents who seek environmental clearance for their project to submit approved mining plan for the precise area to be granted for the said project. (Ref. MoEF.O.M dt 24/12/ 2013 for projects of mining of minor minerals who seek environmental clearance to submit approved mining plan by the concerned State Govt) . Therefore it was decided to intimate the applicants to submit approved Mining Plan for the precise area (Chapter VI Mining plan- Clause 54 of G.O,(P) No. 16/2015/ID dt 07-02-2015 of the Kerala Minor Mineral Concession Rules , states that Mining Plan is to be prepared by a Recognised Qualified Person). Of late the Hon: High Court in a batch of Writ petitions (W.P 31148/2014) disposed of on 23-3-2015 has observed as follows on requirement of mining plan for quarrying;

‘(viii) As per rule 68 no mining /quarrying operations can be permitted without there being an approved mining plan. But such rule is subject to exception as engrafted in Rule 66, i.e. for existing lease holders, time has been allowed to submit mining plan’(Para 82).

In view of the rule position and the judicial interpretation thereon the Authority decided that mining plan approved by the competent authority would be mandatory in all applications for environmental clearance for quarry projects. Mining plan approved by the competent authority shall be obtained in all pending cases including those appraised by SEAC and pending decision of SEIAA. Proponents may be required to submit approved mining plan for appraisal by SEAC. All cases brought to SEIAA without approved mining plan may be referred to SEAC for appraisal with reference to the approved mining plan and to make additional recommendations if any.

As regards implementation of the orders of the NGT (NB) in Appeal No 29/13 filed by M/s Kizhakkethalakkal rocks, the recommendation of SEAC in the 13th meeting held on 13-12-2012 based on the recommendations in the report of the WGEEP (Madhav Gadgil Committee) is to be reviewed and the proposal reappraised in the light of the orders of NGT in Appeal No.29/13, decisions of NGT in quarrying activities in the state, and with reference to approved mining plan. It was decided that the case may be referred to SEAC for fresh appraisal as per law as directed by the NGT.

Item No. 35.34 Application for environmental clearance by M/S United Group for the proposed quarry project in Sy. No 351 (part) at Kattappana

village, Kattappana Panchayath, Udumbanchola taluk, Idukki district—(File no: 63/SEIAA/KL/7684/2012)

M/s United Group has applied for environmental clearance under EIA notification 23-12-2013 for the proposed quarry project at Kattappana Village, Kattappana Panchayat, Udumbanchola taluk, Idukki district. It was not considered by SEAC/ SEIAA on the ground that Kattappana comes under the ESZ1 as per the report of the WGEEP (Madhav Gadgil Committee). ON 23/12/ 2013 a letter was received from the proponent to consider their proposal stating that though their area falls in ESA/ ESZ, they can be given E.C as per O.M dated 20-12 2013 of the MoEF wherein the existing quarries falling in ESA are permitted operation for the next 5 years or expiry of mine lease whichever is earlier. The quarry was in operation since 31-5-2010 in 2.1017ha as per the mining lease issued by Mining & Geology department. In the case of Kizhakkethalakkal rocks (File no: 63/SEIAA/KL/7684/2012) which is a similar case, the NGT (NB) in Appeal No 29/ the NGT (NB) has ordered to review the decision of SEAC and the proposal be reappraised . It was decided that the case may be referred to SEAC for fresh appraisal as per law as directed by the NGT, decisions of NGT in quarrying activities in the state and with reference to approved Mining Plan as required by the Kerala Minor Mineral Concession Rules -2015.

Item No. 35.35 Environmental clearance for the proposed quarry project in Sy. Nos. 23/2, 23/2-1, 24, 24/1, 24/2 and 24/3 at Moonnilavu Village, Moonnilavu Panchayath, Meenachil Taluk, Kottayam district, by M/s P.V. Granites. (File No. 73/SEIAA/KL/168/2013)

Sri. P. V Kuttichan who has been called a second time for personal hearing was absent this time also. Recommendations of SEAC on the reference made by SEIAA in the 33rd meeting held on 24-9-2014 have been received. However in the light of the new MMRC Rules 2015, proponent may be required to submit approved mining plan for appraisal by SEAC and additional recommendations if any.

Item No. 35.36 Environmental clearance for the proposed quarry project in Survey Nos. 1457/1, 1461/1, 1462/1, 2, 1463/1,2 and 1465/1 at Madakkathara Village and Panchayath, Thrissur Taluk, Thrissur

District, by M/s Mridhul Granites & Crusher (P) Ltd. (File No. 91/SEIAA/KL/1051/2013)

Proponent may be required to submit approved mining plan for appraisal by SEAC as per the Kerala Minor Mineral Concession Rules -2015.

Item No. 35.37 Environmental clearance for the building stone quarry in Sy. Nos. 391/3, 7, 8, 9, 10, 11, 12, 14, 393/2, 394/2, 3, 4, 9, 10, 11, 12, 13, 395/1, 2, 3, 4, 6, 7, 396/3, 5, 6, 4, 397/4, 9, 397/1 & 397/10 at Vadasserikkara Village, Ranni Taluk, Pathanamthitta district, by M/s Wimrock Granite Pvt. Ltd. (File No. 104/SEIAA/KL/1689/2013)

Proponent may be required to submit approved mining plan for appraisal by SEAC as per the Kerala Minor Mineral Concession Rules -2015.

Item No. 35.38 Environmental clearance for the proposed Kannimangalam Granite Quarry at Kannimangalam in Sy. Nos. 45/1, 45/2, 46, 47 Part, 50/2, 51/1, 51/2, 51/3, 52 & 56/1 at Malayattoor Village, Malayattoor - Neeleswaram Panchayath, Aluva Taluk, Ernakulam District, by M/s Vijaya Quarry Works (File No. 115/SEIAA/KL/2181/2013)

Proponent may be required to submit approved mining plan for appraisal by SEAC as per the Kerala Minor Mineral Concession Rules -2015.

Item No. 35.39 Environmental clearance for the proposed Kannimangalam Granite Quarry at Kannimangalam in Sy. Nos. 301/1 at Malayattoor Village, Malayattoor - Neeleswaram Panchayath, Aluva Taluk, Ernakulam District, by M/s Vijaya Quarry Works. . (File No. 116/SEIAA/KL/2182/2013)

Proponent may be required to submit approved mining plan for appraisal by SEAC as per the Kerala Minor Mineral Concession Rules -2015

Item No. 35.40 Application for environmental clearance for the proposed building stone quarry project in Survey Nos. 117/5-1, 117/5-2 and 117/2 at

**Elamadu Village, Kottarakkara Taluk, Kollam District, by M/s
Aiswarya Granites (File No. 126/SEIAA/KL/2367/2013)**

The project proponent vide letter dt. 30.09.2013 has requested for withdrawal of the application since they intend to include adjoining area along with this project. The company is facing action by Kerala State Land Use Board for over possession of land. SEIAA decided to delist the application, and to inform the applicant.

Item No. 35.41 Application for environmental clearance for the proposed quarry project in Sy. No. 611/1A-303-147 at Keerampara Village and Panchayath, Kothamangalam Taluk, Ernakulam District, by Reji Kuriakose and Jeeva Reji (File No. 144/SEIAA/KL/2745/2013)

Application pending since 7-10-2013. Thattekkad bird sanctuary is located within 2.5 kms of the site. As per the, General Condition in the Schedule to the EIA notification ,any project or activity specified in Category 'B' will be treated as Category A, if located in whole or in part within 10 km from the boundary of: (i) Protected Areas notified under the Wild Life (Protection) Act, 1972, (ii) Critically Polluted areas as notified by the Central Pollution Control Board from time to time, (iii) Notified Eco-sensitive areas, (iv) inter-State boundaries and international boundaries.

As per the O.M. No. J-11013/41/2006-IA-II(I) (part) dated 20th August , 2014 consideration of development projects located within 10 km of National Park and Sanctuaries seeking environmental clearance under EIA notification,, 2006- O.M. should in accordance with the said O.M. Vide the rule and the GoI decision , the SEIAA found that it has no jurisdiction to grant E.C in this case.

Item No. 35.42 Environmental clearance for the proposed quarry project in Survey Nos. 15/7, 15/15, 16/5, 16/2, 20/1, 19/1, 15/9 part, 21/5, 21/6 part, 16/4-1 and 16/4, at Thottapuzhassery Village, Thiruvalla Taluk, Pathanamthitta District by M/s Panachayil Industries (File No. 145/SEIAA/KL/2746/2013)

Proponent may be required to submit approved mining plan for appraisal by SEAC as per the Kerala Minor Mineral Concession Rules -2015

Item No. 35.43 **Environmental clearance for the proposed quarry project in Sy. Nos.111/3 pt, 110/8, 112/4, 111/4 pt., 111/5 pt., 113/2, 112/5, 112/1-1, 112/1-2, 112/8-1, 112/8-2, 112/8-3, 112/2 and 112/7 at Koodal Village, Kalanjoor Panchayat, Adoor Taluk, Pathanamthitta District, by M/s Aswathy Granites Pvt. Ltd. (File No. 147/SEIAA/KL/2748/2013)**

Proponent may be required to submit approved mining plan for appraisal by SEAC as per the Kerala Minor Mineral Concession Rules -2015.

Item No. 35.44 **Environmental Clearance for the Building Stone quarry project at Ayyampuzha Village, Aluva Taluk, Ernakulam District, Kerala by M/s. Crystal Granites Ltd (File. No.173/SEIAA/KL/3649/2013)**

SEAC recommended rejecting and delisting the application as the supporting documents were not original especially the Area Survey Plan of Village Officer. SEAC observed that the Consultant Organization has failed on their part in submitting proposal as per the guidelines of SEIAA Kerala, the details of which are already available in the website of the Authority.

The proponent has submitted a fresh application on 12-08-2012. The meeting decided to reject this application.

Item No. 35.45 **Environmental Clearance for the Building Stone quarry project at Ayyampuzha Village, Aluva Taluk, Ernakulam District, Kerala by M/s. Crystal Granites Ltd (File No. 177/SEIAA/KL/3653/2013)**

The SEAC observed that the Consultant Organization has failed in their part of submitting proposal as per the guidelines of SEIAA Kerala, the details of which are already available in the website of the Authority.

The proponent has submitted a fresh application on 12-08-2012. It was decided to reject this application.

Item No. 35.46 **Environmental clearance for the stone quarry project in Sy. Nos. 179, 180 and 1293 at Ayyankunnu Village, Thalassery Taluk,**

Kannur District, by M/s Reena Metals (File No. 210/SEIAA/KL/221/2014)

On 4.11.2014 the proponent submitted a letter saying that they have changed their consultant from Vishonteck Consultancy Services, Bhuvanesar to Hubert Enviro Care Systems Pvt.Ltd., Chennai and also submitted the proof of documents of NABET accreditation. SEIAA decided that engaging consultant is not the concern of the Authority. If the revised proposal as per rules with mining plan as approved by the competent authority is not produced within two months, the application may be rejected.

Item No. 35.47 Environmental clearance for the quarry project in Sy. No. 946/2 pt. at Chittar Village & Panchayath, Ranni Taluk, Pathanamthitta District, by M/s Delta Aggregates & Sand Pvt. Ltd. (File No. 239/SEIAA/KL/969/2014)

Proponent may be required to submit approved mining plan for appraisal by SEAC as per the Kerala Minor Mineral Concession Rules -2015.

Item No. 35.48 Environmental Clearance for the Building Stone quarry project in Sy. Nos. 73/3, 73/6 and 73/7 at Elanji Village, Muvattupuzha Taluk, Ernakulam District, by M/s Neerakkal Granites (File No. 324/SEIAA/KL/1969/2014)

Proponent may be required to submit approved mining plan for appraisal by SEAC as per the Kerala Minor Mineral Concession Rules -2015.

Item No. 35.49 Environmental Clearance for the Building Stone quarry project in Sy. Nos. 41/1A(pt), 109(pt), 110/1(pt), 110/2(pt), 111(pt) and 115/1A(pt) at Kakkad Village, Karassery Panchayath, Kozhikode Taluk, Kozhikode District, by M/s Alpha Bricks and Metals (File No. 338/SEIAA/KL/2170/2014)

Proponent may be required to submit approved mining plan for appraisal by SEAC as per the Kerala Minor Mineral Concession Rules -2015.

Item No. 35.50 Environmental clearance for the quarry project in Sy. Nos. 178/6, 178/7A, 178/7B3, 178/7B2, 178/7B1, 179/1-1, 179/8A1, 179/8A2,

179/8B1, 179/8B2, 179/8B3, 179/8A3/180/1-1, 180/1-2, 183/2-1 and 180/2-5 at Maneed Village & Panchayath, Muvattupuzha Taluk, Ernakulam District, by M/s R.M. Rocks & Sand (P) Ltd. (File No. 420/SEIAA/KL/2969/2014)

Proponent may be required to submit approved mining plan for appraisal by SEAC as per the Kerala Minor Mineral Concession Rules -2015.

Item No. 35.51 Environmental clearance for the quarry project in Sy. Nos. 79/1-5-1(p), 79/1, 79/1/90, 79/1/91, 79/1/92,79/1/83,79/1/85 and 79/1/84 at Manjalloor Village & Panchayath, Muvattupuzha Taluk, Ernakulam District, Kerala by M/s St. Joseph Quarry. (File No. 423/SEIAA/KL/2979/2014)

Proponent may be required to submit approved mining plan for appraisal by SEAC as per the Kerala Minor Mineral Concession Rules -2015.

Item No. 35.52 Environmental Clearance for the quarry project in Sy. 511/6, 511/7, 510/1-2, 510/2-4, 510/2-2, 510/1-2, 510/2-4, 510/2-2, 510/1-2, 510/2-3, 510/1-2 at Vengoor west Village, Mudakuzha Panchayath, Kunnathunadu Taluk, Ernakulam District, by K. K. Issac (File No. 434/SEIAA/KL/2994/2014)

Proponent may be required to submit approved mining plan for appraisal by SEAC as per the Kerala Minor Mineral Concession Rules -2015.

Item No. 35.53 Environmental Clearance for the granite building stone quarry project in Survey Nos. 253/2, 253/4-1, 253/4-2, 253/4-3, 253/4-4, 254/2, 255/7, 252/5, 252/6 and 252/7 at Rayamangalam Village, Kunnathunadu Taluk, Ernakulam District, by M/s Pavan Quarry and Aggregates Pvt. Ltd. (File No. 470/SEIAA/KL/3214/2014)

Proponent may be required to submit approved mining plan for appraisal by SEAC as per the Kerala Minor Mineral Concession Rules -2015.

Item No. 35.54 Delta M-Sand Pvt. Ltd- E.C for quarry at Perumkadavila Village, Neyyattinkara Thaluk- Granted - Complaint of Smt. Biji, S. and others- (File No. 4114/EC1/2014/SEIAA)

The Authority has received a complaint from Smt. Biji, S., Mulavancodumele Puthanveedu, Vitiyara, Aanavoor (P.O), Neyyattinkara, that the obnoxious smell of blasting the rock in the said quarry using chemicals, the high decibel sound and the dust due to manufacturing of M-Sand make life miserable and cause suffocation. A petition has been received from ‘Thanalvedi’, Perumkadavila, also. SEIAA decided that an enquiry in to the petition may be conducted by SEAC whether of E.C conditions have been violated.

Item No. 35.55 Quarry project in Cherupulasserry Village, Ottappalam Taluk- Palakkad-E.C granted to M/S Hywel Granites- Transfer to Ferro Granites and Infra Granites- Application- reg. (File No. 6091/EC1/2014/SEIAA)

As per clause 11 of the EIA notification No. S.O. 1533 dated 19-9-2004, a prior environmental clearance granted for a specific project or activity to an applicant may be transferred during its validity to another legal person entitled to undertake the project or activity on application by the transferor or by the transferee with a ‘No Objection’ by the transferor, to and by the regulatory authority concerned, on the same terms and conditions under which the prior E.C was originally granted, and for the same validity period. No reference to the SEAC is necessary. It is stated that the purchaser is the Managing Partner of the firms. Legal status of the firm is not disclosed, nor did any document submit proving the legal right of the applicant to purchase the land in the name of the Managing Partner of the two firms. Also there is no authority of the firms authorising the applicant to get the E.C transferred in his name.

Applicant may be informed of the defects and to get it rectified/clarified for consideration by SEIAA.

Item No. 35.56 Environmental Clearance to permit quarries – Orders of High Court of Kerala and facilities to be provided to SEIAA for processing applications. (file No. 3496/EC2/2014/SEIAA)

Vide decision in item no. 35:33 and introduction.

Item No. 35.57 Environmental Clearance for the existing, ongoing and proposed Sri Kurumba Trust Projects in Sy. Nos. 100/1,2 & 85/1 at Vadakkenchery-1 Village, Vadakkencherry Grama Panchayath, Alathur Taluk, Palakkad District, by M/s Sri. Kurumba Trust (File No. 186/SEIAA/KL/06/2014)

SEAC in its 32nd meeting held on 12th and 13th August 2014 finally appraised the project as agenda item no. 32.13 and *recommended* the proposal with the following specific conditions in addition to the general conditions stipulated for non- mining projects:

- Dependable source of water to be identified and developed.
- Rule 37 (5) of KPBR to be enforced.
- Internal roads should have a minimum width of 7 metres.

On the basis of the appraisal report and minutes SEIAA decided to issue E.C to the construction projects as proposed, with the green building conditions as under:

- Capacity of the RWH facility shall be enhanced from the proposed 400KL at the location , as there is no dependable source of water as of now.
- Technology and capacity of the STP to be indicated with discharge point (if any) of the treated effluent.
- Effluent water not conforming to specifications shall not be let out to water bodies
- Maximum reuse of grey water for toilet flushing and gardening and construction work shall be ensured.
- Dual plumbing for flushing shall be done
- Provisions for disposal of e-wastes, solid wastes, non-biodegradables and separate parking facility for the buildings shall be provided.
- Generation of solar energy to be mandatory for own use and/or to be provided to the grid.

The proposal was approved for environmental clearance with the specific conditions and the general conditions for non-mining projects.

Item No. 35.58 Application for obtaining environmental clearance for the residential project “Kent Mahal” in Sy. Nos. 141/3, 141/4, 141/5 and 141/8 at Puthencruz Village, Vadavucode Puthencruz Grama Panchayat, Kunnathunadu Taluk Ernakulam District, by M/s Kent Constructions (P) Ltd. (File No. 99/SEIAA/KL/1481/2013)

The 20th meeting of SEAC examined the application, documents and inspection report and called for additional details on the defects reported by a subcommittee which inspected the site where works have already begun without E.C.

SEAC decided to defer the proposal for addressing all the defects detected in the site inspection conducted on 23-7-2013 and reported to SEAC and recommend to SEIAA for initiating violation proceedings l.

After a long gap of one year, the proponent sent a letter dated 30-10-2014 with a copy of proceedings of District Collector, Ernakulam on a similar case of violation, imposing a fine of Rs. 100,000/-under Section 15 of Environmental Protection Act-1986, and consented to initiate violation proceedings as had been done in the case of the precedent L&T Tech Park Pvt Ltd., Infopark, SEZ, Kuzumagiri P.O., Kakkanad.

But the proponent has not submitted the explanations/ clarifications on the additional points raised by the 20th meeting of SEAC held on 5-10-2013. The matter stands there.

As per O.M. No. J-11013/41/2006-IA.II(I) dated 12th December 2012 as modified by O.M. No. J-11013/41/2006-IA.II(I) dated 27th June 2013 the proceedings to be adopted in cases of carrying and activities of the projects before getting environmental clearance among other instructions warrants that:

‘ii. The State Government concerned will need 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’.

In the light of the instructions for action under the Environment (Protection) Act, the meeting decided to get the legal advice of the Authority's standing counsel in the matter of the proceedings to be launched against the proponent. In terms of para 5(iv) (a) of the above O.M and as the violation is on account of carrying out construction without valid EC, SEIAA decided to send notice to the proponent to stop construction activities at the existing level till EC is obtained.

Item No. 35.59 **Environmental clearance for the proposed expansion of existing super speciality hospital project in Re-Sy. Nos. 18/29, 18/25, 18/23, 18/24, 18/29pt. and 18/26-2 at Chorode Village and Panchayath and Re. Sy. Nos. 16/2 and 16/1A1 at Vadakara Village & Municipality, Vadakara Taluk, Kozhikode District, by M/s Parco Institute of Medical Sciences Pvt. Ltd. (File No. 271/SEIAA/KL/1224/2014)**

The committee in its 35th meeting *recommended* the proposal subject to the following specific conditions in addition to the general conditions stipulated for Building projects.

- Separate space must be allocated for managing the waste and Biomedical Waste must be disposed of through authorized agencies like IMAGE.
- The entrance to the building may be modified such that the traffic to parking and other areas remain unaffected.
- RWH capacity to be doubled from 3000 cu.m to 6000 cu.m.
- Storm water to be led into the drainage through lined channels. It should not exceed the capacity of the slabbed drain.
- Vegetation/tree cover to be provided all around.
- SEIAA examined the reports and recommendations of SEAC and decided to give environmental clearance for the proposed expansion of existing super speciality hospital project in Re-Sy. Nos. 18/29, 18/25, 18/23, 18/24, 18/29pt. and 18/26-2 at Chorode Village and Re. Sy. Nos. 16/2 and 16/1A1 at Vadakara Village & Municipality, Vadakara Taluk, Kozhikode District, by M/s Parco Institute of Medical Sciences Pvt. Ltd. subject to the specific conditions of the SEAC and the general conditions for building projects.

Item No. 35.60 **Environmental clearance for the residential project ("Marine View at Marine Drive") at Plot No. D4 & D5 in Sy. No. 843 pt. at Ernakulam Village, Kochi Municipal Corporation, Kanayannur**

**Taluk, Ernakulam District, by M/s Puravankara Projects Limited
(File No. 275/SEIAA/KL/1278/2014)**

SEAC in its 35th meeting held on 17/18-9-2014, recommended for grant of EC subject to three specific conditions, which do not include CRZ clearance though the site is in Marine Drive, Kochi. The meeting decided that the E.C shall be the final step before issue of which all the other statutory permits, consents and clearances shall be obtained. Proponents should obtain all other clearances required before applying for E.C. Site verification is mandatory for all high-rise building projects. The Authority wanted to have the veracity of the statements in item 2 of the Appraisal report on non- CRZ status of the site based on a 1998 judgment of the High Court whereas the extant CRZ notification is of 2011.

Also the Government order from The Local Self government Department stating that the land assigned to GIDA will not fall within CRZ needs to be verified. The case is referred back to SEAC for further verification of the above aspects and to confirm the non- CRZ status of the land.

Item No. 35.61 Environmental clearance for the Residential Apartment project in Sy. Nos. 193/24A and 24B at Edappally South Village, Kochi Corporation, Kanayannur Taluk, Ernakulam District, by Elko Properties & Developers Pvt. Ltd. & ABZ Skyline Properties Pvt. Ltd. (File No. 299/SEIAA/KL/1499/2014)

The case is referred back to SEAC for further verification and to confirm the non-CRZ status of the project site at Edappally.

Item No. 35.62 Environmental Clearance for the proposed Residential Apartment Project at Re-Sy. Nos. 16/12, 16/8, 16/11, 16/2-1, Kottayam Village, Kottayam Municipality, Kottayam Taluk, Kottayam District, Sri. K.V. Abdul Azeez (File No. 419/SEIAA/KL/2968/2014)

The project proponent sent an intimation dtd 4/8/2014 stating that the management has decided to have a re-look into the design of the project and hence there may be total revision of the project details. They have withdrawn the application.

The case is delisted, the file to be closed.

Item No. 35.63 **Application for obtaining environmental clearance for the proposed Residential Apartment project at Puzhathi Village, Puzhathi Grama Panchayath, Kannur Taluk, and Kannur District in Re Sy. No. 37/1 by M/s Skyline builders and Developers Pvt. Ltd (File no. 421/SEIAA/KL/2970/2014)**

On 12.08.2014 a letter has been received from the proponent stating that they would like to withdraw the application since their management has decided to have a re-look into the design of the project and hence there may be a total revision of the project details. SEIAA decided to allow to withdraw the application and for closure of the file.

Item No. 35.64 **Environmental clearance for IT Building Cum Campus (Technocity Project) in Sy. Nos. 8 (part), 9(part),10 (part) at Andoorakonam Village and Panchayath, Thiruvananthapuram Taluk, Thiruvananthapuram District, Kerala by Sri. Vijayaraghavan Gopala Pillai for Suntec Infrastructure Pvt. Ltd. (File No. 372/SEIAA/KL/2612/2014)**

Before considering the recommendations of SEAC, the authority wanted the SEAC to verify and clarify whether the project attracts CRZ provisions.

Item No. 35.65 **Environmental/ CRZ Clearance granted to DLF Riverside housing project in Sy. No.s. 1019, 1028-33,1474, 1473-75 at Chilavannoor, Vyttila, Kochi- Minutes of the meeting convened by Additional Chief Secretary (Environment) on 6-11-2014 (File No.1880/EC3/2014/SEIAA)**

The meeting deliberated on the agenda notes. It was decided to defer the decision for report of the Member Secretary KCZMA on the present stage of the CRZ issues involved in the case, and the litigations in the matter.

Item No. 35.66 Extension of Environmental clearance for construction of M/s Sobha Developers Ltd, Sobha City in Survey Nos. 218,217,534 to 544,546 to 556 at Kolazhy/ Adat Panchayath , Puzhakkal, Guruvayoor road, Thrissur District. (File No. 245/SEIAA/KL/975/2014)

As the project proponent has not responded to the directions for the submission of basic documents to consider the proposal, it was decided to ask the proponent to submit application with all the statutory clearances and documents required for appraisal.

Item No. 35.67 Project Personnel for SEIAA/SAEC- Proposals for engagement on contract basis:

The matter had been discussed at the outset and decision regarding requirement of staff is as in the introduction. The meeting approved the proposals for continuance of all the daily waged and contract staff for a further period of one year and to engage within one month, the proposed additional contract staffs for SEAC/SEIAA till regular posts are created. Proposals as per agenda notes may be submitted to government and detailed proposals for creation of regular posts submitted to Government through the DoECC.

Item No. 35.68 SEIAA conduct of cases in NGT (SZ) Chennai- Remuneration to Adv. Vidyalakshmi Vipin, Standing Counsel

Member Secretary proposed a meeting with the Standing counsel of SEIAA in the NGT (SZ) Chennai on matters related to the cases pending in the NGT. Advocate to be invited for the discussion, where matters related to remuneration may also be fixed. Meeting approved the suggestion and decided accordingly.

Item No 35.69 Request from Sri. P.J. Benny, M/s Peejay Sand Washing Unit, seeking permission for sand washing (File No. SEIAA/EC3/4798/2014)

The meeting of the 35th SEIAA on 17/18-9-2014 recommended to initiate violation proceedings against the applicant since extraction of sand requires prior environmental clearance. SEAC also recommended that the DoECC may inform all District Collectors not to issue licenses/permits to extract ordinary sand without E.C. The area suitable for extraction of ordinary sand must be identified and demarcated by suitable agencies.

Though prior E.C is not required for washing sand, as applied for, it is required for extraction of sand (minor mineral). The meeting resolved to report the recommendations of SEAC to government for issue of suitable instructions making prior E.C for mining of ordinary sand (കരമണൽ) compulsory.

It was decided that as far as possible meetings of SEIAA may be held on Saturdays. The next meeting was decided to be held on 18-4-2015 at 09.30 a.m in the chamber of the Principle Secretary to Government, Environment & Forests), in the Government Secretariat.

The meeting ended at 1.30 p.m