

MINUTES (Approved) OF THE 6TH MEETING OF THE STATE LEVEL ENVIRONMENT IMPACT ASSESSMENT AUTHORITY (SEIAA) KERALA HELD ON 23.07.2012 AT THE DIRECTORATE OF ENVIRONMENT AND CLIMATE CHANGE

The following persons were present:

1. Dr. A.E. Muthunayagam - Chairman, SEIAA
Former Secretary to Government of India
2. Dr. K.P. Joy - Member, SEIAA
Former Director, School of Environmental Studies of M.G. University and Kannur University
3. Shri. James Varghese IAS - Member Secretary, SEIAA
Principal Secretary to Government Environment, Ports & Fisheries Department Govt. of Kerala
4. Sri. P. Sreekantan Nair - Secretary, SEAC (special invitee)
Director, Department of Environment & Climate Change, Govt. of Kerala

The meeting was chaired by Dr. A.E. Muthunayagam. He welcomed all the members.

The Authority discussed the agenda items one by one and took the following decisions:

Item No. KLA/06.01 Confirmation of the **Minutes of the 5th meeting of State Level Environment Impact Assessment Authority (SEIAA) Kerala, held on 28th June, 2012 at Directorate of Environment and Climate Change, Thiruvananthapuram**

Minutes was confirmed with certain modifications.

Item No. KLA/06.02 **Action taken report on the decisions of the 4th and 5th SEIAA meeting**

The item was noted. Authority enquired about the actions taken on item nos. KLA/03.05 (regarding remarks called for from Ministry of Environment & Forests on guidelines for high rise buildings) and KLA/03.06 (regarding violation proceedings) which was mentioned as being in progress in the 5th SEIAA meeting under item no. KLA/05.02. It was informed that communication has been sent to the State Government addressing the issues concerned.

Item No. KLA/06.03 **Application for environmental clearance for the proposed construction of a Warehouse Project, 'Logistic Park' at Aluva West Village, Aluva Taluk, Choornikkara Panchayat, Ernakulam District, Kerala, in Sy.Nos. 532, 533, 534, 535/1 & 535/3 by M/s Emmay Logistics (India) Pvt. Ltd. (Formerly Sri Asoka Textiles Private Limited) (File No. 7/SEIAA/KL/378/2012)**

After detailed discussions the proposal is approved for issuance of environmental clearance, stipulating the following specific conditions:

1. All roads including the approach roads and internal roads should be tarred.
2. Maximum height should not exceed 14.95 metres.
3. Width of the internal roads should be as per KMBR.

Item No. KLA/06.04

Application for obtaining environmental clearance for the proposed construction of a Commercial Complex Project at Village Pettah, Taluk Thiruvananthapuram, District Thiruvananthapuram, Kerala in Sy. Nos. 1545, 1545/1-1, 1503/1, 1498/1, 1545/1-2, 1548/1, 1548/1-1, 1548, 1501/2, 1502, 1503/1, 1498/1, 1498/3, 1550/1-1, 1550/1-2, 1551/3-1, 1551/3-2, 1551/3-3, 1550/2, 1543/2-2, 1542/A-1, 1542/A-2, 1542/B, 1544/2, 1543/2-3, 1543/2, 1544/3 and 1544 by M/s Yespeasons Enterprises (File No: 24/SEIAA/KL/970/2012)

The proposal was discussed in detail. The Authority raised concern whether the proposed project site comes within CRZ limits. The item was DEFERRED directing the proponent to furnish KCZMA recommendation.

Item No. KLA/06.05

Application for obtaining environmental clearance for the proposed construction of Residential Project 'Purva Grand Bay' at Ernakulam Village, Kanayannur Taluk, Corporation of Cochin, District Ernakulam, Kerala in Sy. Nos. 843, 2535 & 2536 by M/s Puravankara Projects Limited (File No. 19/SEIAA/KL/717/2012)

After detailed discussions the proposal is approved for issuance of environmental clearance stipulating the following specific conditions:

1. The approach and internal roads should conform to the fire and safety rules in vogue in the state.
2. Should ensure that any development is not made in any of the CRZ areas as per the KCZMP.

Item No. KLA/06.06

Application for environmental clearance for the proposed construction of a Residential Project, at Nadama Village, Thripunithura Municipality, Kanayannur Taluk, Ernakulam District, Kerala, in Sy.Nos. 24/5, 24/6, 25/1, 25/2, 25/3, 25/7, 26/4, 26/6, 26/7, 26/8, 26/9, 26/10, 26/11, 26/12, 26/13, 26/14, 26/15, 26/16, 27/1, 27/11, 28/1 by M/s Mfar Realtors Pvt. Ltd. (File No: 11/SEIAA/KL/396/2012)

After detailed discussions the proposal is approved for issuance of environmental clearance stipulating the specific condition that the proponent should ensure that no development should be made in any of the CRZ areas as per the KCZMP.

Additional Items:

Additional Item No. 1:

WP(C) 10656/2012 of Honourable High Court of Kerala filed by Sri. Jyothish Kumar - Order of the Hon. High Court to SEIAA to file a report regarding the averments made in the writ petition – Referred to SEAC to examine and report (File No. DoECC/E3/2026/2012)

The report approved by SEAC after assessing the ground realities of the averments made in the writ petition was discussed in detail. It was found that data covering some specific aspects is to be incorporated in the report and it was decided to modify the report based on relevant data providing additional inputs to substantiate the observations.

Additional Item No. 2: Letter from Principal Secretary to Government, Environment Department, calling for proposals covering various issues pertaining to control of pollution arising out of high rise buildings (File No.DoECC/E3/2284/2012)

Authority discussed the various aspects pertaining to the control of pollution arising out of high rise buildings and it was decided to suggest the following to be considered for inclusion in Kerala Building Rules:

1. Construction of and above 20,000 m² of built up area and also the activities in the Schedule of EIA Notification 2006 should get prior environmental clearance from SEIAA Kerala/MoEF under EIA Notification 2006 and subsequent amendments.
2. LSG shall not issue building permit to the proponent without ensuring a valid prior Environmental Clearance wherever necessary as above.

It was also decided in the meeting that the agenda for SEIAA meeting shall be tentatively suggested by the Secretariat of SEIAA. Agenda shall be approved by the Chairman and agenda notes shall be circulated by mail to all in SEIAA. If any alterations are required it shall be communicated to the Secretariat of SEIAA and after incorporating these, notes shall be approved by the Member Secretary. Since the basis of the agenda notes of the Authority is the minutes of SEAC, this can be referred by all at SEIAA along with the concerned files. There is no need of approving the agenda notes of the Authority by any other body including SEAC. The Authority is a statutory body empowered to deal with environmental clearances while the administrative matters shall be exclusively handled by the Secretariat of the Authority, the items of which do not require to be a part of the minutes that is to be loaded to the website of the Authority. When the agenda notes of SEIAA is insisted for approval by the SEAC Chairman or any authorized representative of SEAC, it shall cause undue delay in processing environmental clearances which should be a time bound process, otherwise may become deemed. The agenda notes of the Authority and its responsibilities rests fully with the SEIAA whereas the agenda notes of the SEAC with its minutes become the responsibility of SEAC.