

**MINUTES OF THE 110th MEETING OF THE STATE LEVEL
ENVIRONMENT IMPACT ASSESSMENT AUTHORITY (SEIAA)
KERALA, HELD ON 29th & 30th JUNE 2021 THROUGH VIDEO
CONFERENCING.**

Present:

- 1. Dr.H.NageshPrabhu IFS (Retd), Chairman, SEIAA, Kerala**
- 2. Dr.V.Venu IAS
Member Secretary, SEIAA**
- 3. Dr.Jayachandran.K, Member, SEIAA**

The 110th meeting of the SEIAA was held online on 29th&30th June 2021 observing all the COVID protocols stipulated by the Government for video conferencing. Chairman participated from his home office at Bangalore, Member Secretary participated from his office in the Government Secretariat, Thiruvananthapuram and the Member from his office at Kottayam. The meeting started at 11.00 AM on 29th and agenda items were taken up for discussion.

Physical Files

Item No.110.01 **Minutes of the 109th meeting of SEIAA held on 26th&27thApril 2021 is enclosed for information**

Noted

Item No.110.02 **Environmental Clearance for the proposed Granite building stone quarry project in Survey No. 222/1, Block No:47 in Aryanad Village, Nedumangad Taluk, Thiruvananthapuram District, Kerala by Mr. Biju.V.T.(File No. 1261/EC2/2019/SEIAA)**

Sri.Biju.V.T., R.S.Bhavan, Narangarakonam, Veeranakavu P.O., Thiruvananthapuram-695572, vide the hardcopy of the application received on 05.03.2019, has sought

Environmental Clearance under EIA Notification, 2006 for the quarry project in Survey No. 222/1, Block No:47 in Aryanad Village, Nedumangad Taluk, Thiruvananthapuram District, Kerala for an area of 4.270 Ha. The project comes under Category: B & Schedule: 1 (a) of EIA Notification 2006.

The proposal was placed in the 96th SEAC Meeting held on 26th & 27th April 2019. The Committee found that there are misleading information and data in the application pertaining to the impact on groundwater, availability of water, air quality parameters, nearby habitation, afforestation plan, overall justification of the project, CER details etc. In view of the above, the Committee proposed to recommend the rejection of the application. To ensure transparency, the Committee decided to give an opportunity to the proponent for personal hearing before making a final recommendation in this regard.

The proposal was placed in the 97th SEAC Meeting held on 21st & 22nd May and the Committee directed that the proponent to submit certain additional documents. The proposal was placed in the 99th SEAC meeting held on 26th & 27th June, 2019. A field inspection was also carried out on 09th August 2019 by a team of experts of SEAC and certain observations were made by the team.

The proponent vide letter dated 17.10.2019 submitted proof of having applied for Wild life Clearance, as directed by Subcommittee of SEAC, since the proposed site is falling within 10 km radius of the Neyyar and Peppara Wildlife Sanctuary. The proposal was placed in the 105th SEAC Meeting held on 28th & 29th October, 2019. The Committee decided to invite the proponent for presentation along with recent cluster/ non cluster certificate. The proposal was placed in the 106th SEAC meeting held on 28th, 29th & 30th October, 2019. The proponent was present. The application filed by the proponent for National Board for Wildlife was flawed. The same was communicated to the proponent.

The proponent vide letter dated 16.12.2019 submitted newly uploaded application for wildlife clearance from NBWL/SBWL and requested to consider this document as part of application. The proposal was placed in the 107th SEAC meeting held on 24th DECEMBER, 2019. The Committee decided to recommend for issuance of EC subject to the condition that the EC shall be granted after getting the certificate from the National Wildlife Board.

The proposal was placed in the 101st SEIAA meeting held on 17th & 18th January 2020. Authority noticed that Clearance from National Wild Life Board is required and the proponent had applied for the same. Authority decided to wait for the Clearance from the

National Wild Life Board. In the meantime a petition has been received from Sri.Shafiyulla Khan alleging misrepresentation of facts and possible environmental hazards in the locality if quarrying is permitted. Authority decided to forward the petition to the Director of Mining and Geology and District Collector, Trivandrum for enquiry and report. Based on the decision of 101st SEIAA meeting, the complaint was forwarded to the Director of Mining and Geology and District Collector, Trivandrum vide Authority's letter dated 05.02.2020 for enquiry and report.

Later Sri.Shafiyulla Khan vide letter dated 14.09.2020, stated that the complaint submitted to this office is not of him. Also he stated that the name, address and signature are fake in the complaint. He registered a case in Nedumangad Police station and he has no complaint against the operation of the proposed quarry. This submission of Sri.Shafiyulla Khan was forwarded to the Director of Mining and Geology and District Collector, Trivandrum vide Authority's letter dated 09.10.2020. District Collector vide letter dated 05.02.2021 has informed that the complainant, Sri.Shafiyulla Khan was heard on 28.01.2021 by Tahasildar, Nedumangad and the complainant stated that he didn't submit any complaint before SEIAA regarding the proposed quarrying activities.

Authority vide reminder letter dated 11.02.2021, sought report from the Director of Mining and Geology, Trivandrum. Director of Mining and Geology vide his letter dated 15.02.2021 has reported that the letter of intent has been issued from Director of Mining and Geology for the proposed quarry. Authority vide letter dated 24.02.2021, reminded proponent for furnishing the Clearance from the National Wildlife Board. But the proponent didn't submit the Clearance yet. Now the proponent vide letter dated 24.04.2021 requested for according Environmental Clearance subject to clearance from NBWL as it was done in few other cases.

Authority noticed that the SEAC had appraised the proposal based on Form I, Pre-feasibility Report, additional details/documents obtained from the proponent during Appraisal, Mining Plan and the filed inspection report. After the due appraisal SEAC had recommend to issue EC subject to certain conditions.

Authority decided to issue EC for an initial period of 5 years for the quantity mentioned in the approved mining plan subject to the Clearance from the National Board for Wild Life, subject to the following specific conditions in addition to the general conditions.

1. *The proponent shall carry out quarrying as per the approved Mining Plan and the proponent should strictly follow the Kerala Minor Mineral Concession Rules 2015 and amendments thereby.*
2. ***As the quarry site is located within 10 km radius of the Neyyar and Peppara Wildlife Sanctuary, as per OM dated 8.8.2019 of MoEF&CC clearance from Standing Committee of the National Board for Wildlife is mandatory for starting a quarry. Hence Project Proponent is directed to obtain a clearance from Standing Committee of the National Board for Wildlife before starting any activity at site.***
3. *As per OM no F.No.22-65/2017-IA.III dated 30th September 2020, under Corporate Environmental Responsibility (CER) the project Proponent shall prepare an Environment Management Plan (EMP) as directed by SEAC during appraisal , covering the issues to address the environmental problems in the project region, indicating both physical and financial targets year wise. The EMP shall be implemented in consultation with District Collector. The indicated cost for CER shall be 2% of the project cost depending upon the nature of activities proposed. The follow up action on implementation of CER shall be included in the half yearly compliance report which will be subjected to field inspection at regular intervals. A copy of the approved EMP by SEAC shall be forwarded to the concerned local self-government institute for information and to support the project proponent in implementation of activities proposed in the EMP.*
4. *Considering the seriousness of COVID Pandemic in the state, the project Proponent shall carry out certain activities under Corporate Environmental responsibility (CER) leading to creation of temporary Covid care facilities and other related activities connected with managing the Covid pandemic in the state. This will be done in consultation with local self-governments and as per an action plan approved by District Collector and SEAC. The indicated cost for this purpose will be 50% of the CER cost estimated in the EMP. The EMP may be modified to accommodate these activities in consultation with SEAC. The activities so implemented shall be shown in the half yearly completion report. . A copy of the approved EMP by SEAC shall be forwarded to the concerned local self-government institute for information and to support the project proponent in implementation of activities proposed in the EMP.*

5. *In the wake of occurrence of large scale landslides in the state, as per the information provided by the Department of Mining & Geology, it is directed to use only NONEL (Non Electrical) technology for blasting to reduce the vibration of the ground, which is one of the causative factors that triggers landslides, formation of cracks in the surrounding buildings and disturbance to human and wildlife.*
6. *As per the directions contained in the OM F.No.22-34/2018-IA.III dated 16th January 2020 issued by MoEF&CC, in obedience to the directions of the Honourable Supreme Court the Project Proponent shall, undertake re-grassing the mining area and any other area which may have been disturbed due to his mining activities and restore the land to a condition which is fit for growth of fodder, flora, fauna etc. The compliance of this direction shall be included in the half yearly compliance report which will be monitored by SEAC at regular intervals.*
7. *The EC period will be further extended to cover the project life as estimated by SEAC after a field inspection by SEAC to ensure that the Project Proponent has followed all EC conditions and there is no violation of any Act, Rules and Regulation applicable for quarrying.*
8. *Authority makes it amply clear that EC issued does not necessarily imply that Wildlife clearance shall be granted to the Project Proponent and that the proposal for Wildlife clearance will be considered by the respective Authorities on its merit and decision taken accordingly. The investment made in the project if any based on this EC in anticipation of clearance from Wildlife angle shall be entirely at the cost and risk of the Project Proponent and MoEF&CC and SEIAA shall not be responsible in this regard in any manner.*
9. *A copy of the EC shall be marked to IGF(WL), MoEF&CC, PCCF and Chief wild life Warden, Kerala, SEAC, District collector, Thiruvananthapuram and Director Mining and Geology, Department of Industries GOK, besides others for information and necessary further action.*

Item No.110.03 Request for modification in EC issued to M/s Crescent Particles Pvt. Ltd in Koodal Village, Konni Taluk, Pathanamthitta District – Judgment in WP(C) No. 5631/2021 (File No.733/SEIAA/KL/06/2015)

Environmental Clearance was issued to the quarry project of M/s Crescent Particles Pvt. Ltd in Sy.No. 288/1 pt, Block-32, in Koodal Village, Konni Taluk, Pathanamthitta District vide proceedings No. 733/SEIAA/KL/06/2015 (EC No.10/2017) dated 16.01.2017. The validity of EC will be expired on 15.01.2022.Sri. Binu.V., Director, M/s Crescent Particles Pvt. Ltd vide letter dated 02.02.2021 requested to modify the EC as per the revised mining plan and permit to mine the minor mineral in accordance with what is permitted in the revised mining plan for the year 2021-2022.

The proponent informed that at the time of obtaining quarrying lease the mining plan was only regarding 33000 metric tons per year. As per the revised mining plan , year wise quantity of proposed production of building stone is fixed at 1,48,370 metric tons in 2017-18 and the same quantity in the subsequent year upto 2021-22 and at 145778 metric ton in the year 2021-22.The total quantity is fixed at 738551 metric tons from the year 2017-18 to 2021-22.

M/s Crescent Particles Pvt. Ltd filed WP(C) No.10403/2020 and vide judgment dated 27.05.2020 , the Hon'ble High Court directed to file the requisite application and remit the requisite fee and the Director, Mining and Geology was directed to grant the revised mining lease. The Director, Mining and Geology has informed the petitioner that the quantity mentioned in the EC was in accordance with the pre-revised mining plan and the Environmental Clearance has to be amended making it on par with the quantity permitted in the modified mining plan.

The existing EC was issued on the basis of the appraisal of an approved mining plan and other documents submitted by the proponent. Now the proponent requested to modify the EC as per the revised mining plan, where the total production is 4.5 times that of the existing mining plan. The proponent vide letter received dated 17.03.2021 enclosed the copy of judgment in WP(c) No. 5631/2021 dated 04.3.2021.The Hon'ble High Court directed the first respondent, SEIAA to take a decision on Ext.P8 application in accordance with law with notice to the petitioner, within three months from the date of receipt of copy of this judgment.

The proposal was placed in the 120th SEAC meeting held on 24-26, March, 2021. The Committee decided to invite the proponent for hearing along with the required documents.

The proposal was placed in the 121st SEAC meeting held on 22nd, 23rd and 27th April, 2021. The Committee heard the Consultant & Proponent. Since there has been over extraction of the mineral more than what was envisaged in the Mining Plan, the Committee decided to inform SEIAA to direct the proponent to submit proposals for remediation of violation. Since there is a requirement of a revised Mining Plan for new EC, the proponent will have to apply afresh for the EC.

The proponent requested for the withdrawal of EC modification application and informed that he is planning to revise the entire mining plan.

Authority permitted for the withdrawal of the EC modification application. However authority decided to direct the District Geologist to find out and report as to how the proponent could extract more quantity than that was permitted as per the existing Mining Plan and EC issued. Appropriate action may have to be taken against the Project Proponent if he has violated KMMC rules and EC issued.

Item No.110.04 Environmental clearance issued for the proposed quarry project in Sy. Nos.85/9-1, 85/13-1, 85/16-1, 88/1-1, 88/1-2, 88/3-1, 88/4, 88/5, 88/7 in Nellanadu Village, Nedumangad Taluk, Thiruvananthapuram District, Kerala of Sri.SureshKumar.S– Judgment dated 02.11.2020 in WP(C) No. 11763/2020 regarding revalidation of EC (File No. 872/SEIAA/EC1/ 3103/2015)

Environmental Clearance was issued for the proposed quarry project in Sy. Nos.85/9-1, 85/13-1, 85/16-1, 88/1-1, 88/1-2, 88/3-1, 88/4, 88/5, 88/7 in Nellanadu Village, Nedumangad Taluk, Thiruvananthapuram District, Kerala to Sri.SureshKumar.S vide EC No.106/2017 dated 29.12.2017 for a period of five years. The validity of EC expires on 28.12.2022.

WP (C) No.17533/2020 and 23 other WP(C)s were filed before Hon'ble High Court alleging that the EC period shall be the life of mine/ life of project as estimated in the Mining Plan, instead of 5 years norm generally followed by SEIAA for the previous few years. The Hon'ble High Court vide judgement dated 2.11.2020 in WP(C) 17533/2020 and 23 other cases disposed of the WP(C) with certain directions to SEIAA and SEAC

Sri.SureshKumar.S also filed a WP [WP(C) No. 11763/2020] which was clubbed with the above said WP(C)s and the Hon'ble High Court vide Judgment dated.02.11.2020,

disposed of the WP©11763/2020 , granting the petitioner the same relief as granted to the Petitioner in WP(C) No 17533 of 2020 and connected cases.

The proposal was placed in the 118th meeting of SEAC held on 01st to 03rd February 2021. The proponent and consultant were present. The consultant made the presentation. The Committee decided to direct the proponent to submit certain additional documents. The Proponent has not submitted the documents so far.

In the meantime a Letter No.EP/12.1/2017-18/17/SEIAA/KER dated.06.04.2021 was received from MoEF&CC, Integrated Regional Office, Bangalore on 12.04.2021 informing that the project was monitored on 08th February 2021 and certain non-compliances were observed.

The proposal was placed in 121st SEAC meeting held on 22nd, 23rd and 27th of April, 2021. Based on the report of non-compliance of EC conditions from the RO, MoEF&CC dt 12-4-2021, the Committee decided to recommend for the rejection of the proposal & SEIAA was requested to cancel the EC issued earlier for non compliance of EC conditions.

Now the Proponent submitted the copy of Compliance Report on 02.06.2021, which was sent to MoEF& CC. The Proponent states that he has attended all the non-compliances mentioned in the MoEF Letter No.EP/12.1/2017-18/17/SEIAA/KER dated.06.04.2021 and he has also submitted all the documents sought by MoEF&CC.

Authority decided the following

- 1. Direct the Project Proponent to produce a Certificate of Compliance Report from MoEF&CC, Integrated Regional Office, Bangalore.**
- 2. After the receipt of the same SEAC may conduct a field inspection to confirm whether the Project Proponent has complied with the non-compliances noticed by MoEF&CC, Integrated Regional Office, Bangalore.**
- 3. If the SEAC is convinced that the Project Proponent has attended all the observations made by MoEF&CC, Integrated Regional Office, Bangalore and the EC can be extended, SEAC may estimate the Project life as directed by H'ble High court of Kerala and recommend the same to SEIAA.**
- 4. Proponent shall stop all further quarry operations till the above the direction of SEIAA are complied with.**

Item No.110.05

Environmental clearance issued for the proposed quarry project in Sy. Nos. 4/1pt, 4/3, 4/5 pt., 4/6 pt., 4/8, 4/9 pt., 4/11 pt., 4/12 pt., 61/3 pt., 61/5 pt., 61/8 pt., 62/2 pt., 62/3 pt., 62/4 pt. & 62/5 pt.at Uzhamalackal Village, Nedumangad Taluk, Thiruvananthapuram District, Kerala of Sri. M. Nizarudeen, Managing Director, M/s Ponmudi Blue Metals Pvt. Ltd– Judgment dated 02.11.2020 in WP(C) No. 11614/2020 regarding revalidation of EC (File No. 873/SEIAA/EC1/ 3104/2015)

Environmental clearance was issued for the proposed quarry project in Sy. Nos. 4/1pt, 4/3, 4/5 pt., 4/6 pt., 4/8, 4/9 pt., 4/11 pt., 4/12 pt., 61/3 pt., 61/5 pt., 61/8 pt., 62/2 pt., 62/3 pt., 62/4 pt. & 62/5 pt.at Uzhamalackal Village, Nedumangad Taluk, Thiruvananthapuram District, Kerala of Sri. M. Nizarudeen, Managing Director, M/s Ponmudi Blue Metals Pvt. Ltd vide EC No.105/2017 dated 29.12.2017 for a period of five years. The validity of EC expires on 28.12.2022.

WP (C) No.17533/2020 and 23 other WP (C) s were filed before Hon'ble High Court alleging that the EC period shall be the life of mine/ life of project as estimated in the Mining Plan, instead of 5 years norm generally followed by SEIAA for the previous few years. The Hon'ble High Court vide judgement dated 2.11.2020 in WP (C) 17533/2020 and 23 other cases disposed of the WP(C) with certain directions to SEIAA and SEAC

M/s Ponmudi Blue Metals Pvt. Ltd also filed a WP [WP(C) No. 11614/2020] which get included in the above said WP(C)s and the Hon'ble High Court vide Judgment dated.02.11.2020, disposed of granting the petitioner the same relief as granted to the Petitioner in WP(C) No.18929 of 2020 and connected cases.

This was placed in the 118th meeting of SEAC held on 01st to 03rd February 2021. The proponent and consultant were present. The consultant made the presentation. The Committee decided to direct the proponent to submit certain additional documents. The Proponent not yet submitted the documents.

In the meantime Letter No.EP/12.1/2017-18/17/SEIAA/KER dated.06.04.2021 received from MoEF&CC, Integrated Regional Office, Bangalore on 12.04.2021 informing that the project was monitored on 11th February 2021 and certain non-compliances were observed.

The proposal was placed in 121st SEAC meeting held on 22nd, 23rd and 27th of April, 2021. Based on the report of non-compliance of EC conditions from the IRO, MoEF& CC dt12-4-2021, the Committee decided to recommend the rejection of the proposal & SEIAA is requested to cancel the EC issued earlier for noncompliance of EC conditions.

Now the Proponent submitted the copy of Compliance Report on 02.06.2021, which was sent to MoEF& CC. The Proponent states that he has attended all the queries raised in the MoEF Letter No.EP/12.1/2017-18/17/SEIAA/KER dated.06.04.2021 and also submitted all the documents sought by MoEF.

Authority decided the following:

- 1. Direct the Project Proponent to produce a Certificate of Compliance Report from MoEF&CC, Integrated Regional Office, Bangalore.**
- 2. After the receipt of the same SEAC may conduct a field inspection to confirm whether the Project Proponent has complied with the non-compliances noticed by MoEF&CC, Integrated Regional Office, Bangalore.**
- 3. If the SEAC is convinced that the Project Proponent has attended all the observations made by MoEF&CC, Integrated Regional Office, Bangalore and the EC can be extended, SEAC may estimate the Project life as directed by H'ble High court of Kerala and recommend the same to SEIAA.**
- 4. Proponent shall stop all further quarry operations till the above the direction of SEIAA are complied with.**

Item No.110.06 **Judgement in WP (C) No. 15089 of 2020 regarding revalidation of EC filed by M/s Raveendra Rock Products Pvt. Ltd in Ezhumattor Village, Mallappally Taluk, Pathanamthitta District- Request for withdrawal (File No. 602/SEIAA/EC4/4629/2014)**

Environmental Clearance was issued for the quarry project of M/s Raveendra Rock Products Pvt. Ltd in Sy.Nos. 138/7-2, 137/11, 139/11, 139/6, 138/8, 138/4, 139/3, 139/7-1, 139/7, 139/10, 137/12-2, 137/3, 137/7, 137/9, 137/12-1, 139/2-2, 139/2, 139/4, 139/5 in Ezhumattor Village, Mallappally Taluk, Pathanamthitta District vide EC No.72/2016 dated 31.05.2016, for a validity period of 5 years. M/s Raveendra Rock Products Pvt filed WP

(C) No. 15089 of 2020 before the Hon'ble High court regarding the revalidation of EC. This was considered in the 118th SEAC meeting held on 1st, 2nd & 3rd February, 2021. The proponent and consultant were present. The consultant made the presentation. The Committee decided to direct the proponent to submit certain additional documents:

Now the proponent vide letter dated 12.04.2021 requested for withdrawal of application for validity extension, as the EC is deemed to be valid till 31.05.2022, as per the Notification S.O.(E) dated 18.01.2021 of MoEF& CC, GoI.

The proposal was placed in the 121st SEAC meeting held on 22nd, 23rd and 27th of April, 2021. The Committee decided to allow the proponent to withdraw the proposal.

Authority decided to permit the Project Proponent for the withdrawal of the application for revalidation of EC.

Item No.110.07 Environmental Clearance issued to M/s. Darkstone Land Developers Pvt.Ltd in Sy. No. 1/1 (pt) of Ottappalam Village, Ottappalam Taluk, Palakkad District, Kerala by Sri. Shamsudheen. M.P – CrI.M.C. No. 1232 of 2021- Interim Report furnished-reg(File No. 705/SEIAA/KL/5657/2014)

Environmental Clearance has been issued to M/s. Darkstone Ltd. Developers Pvt.Ltd. vide proceeding No.705/SEIAA/KL5657/2014 (EC No.75/2014) dated 25.10.2017 in Sy. No. 1/1 (pt) of Ottappalam Village, Ottappalam Taluk, Palakkad District, Kerala. The validity of EC expires on 24.10.2022. Meanwhile the proponent filed WP (C) No.26042 of 2020 dated 1.12.2020, before the Hon'ble High court regarding the revalidation of EC. This was placed in the 118th SEAC meeting held on 1st -3rd February 2021. The proponent and consultant were present. The consultant made the presentation. The Committee decided to direct the proponent to submit the certain additional documents: This decision was communicated to the proponent vide letter dated 18.02.2021.

Authority noted that District Collector, Palakkad vide Letter No.DCPKD/5949/2020-LRG5 dated 05.03.2021, submitted that the Ottappalam Sub divisional Magistrate issued order dated 24.12.2020, to stop the quarrying operations of M/s. Darkstone Ltd. Developers Pvt.Ltd. , based on the report of Thahasildar, Ottapalam and Ottapalam Forest Range Officer, study report of Shashtra Sahithya Parishath and several complaints submitted by

Anaganmala residents. Sri.Shamsudheen, Managing Director, M/s. Darkstone Land Developers Pvt.Ltd filed case before the Hon'ble High Court in CPL MC 5944/2020 (C) and based on its order dated 14.01.2021, Ottapalam Sub Divisional Magistrate heard both the proponent and the petitioner, Shri. P. Parameshwaran, Kerala Shashtra Sahithya Parishath, and ordered to stop the quarrying activities of the quarry until further orders.

Authority noted that in Cri.M.C.No.1232 of 2021 dated 25.03.2021 filed by M/s Darkstone Land Developers Pvt. Ltd the Hon'ble High Court directed SEIAA to take a fresh look at the matter in the wake of the torrential rains and devastating floods which the State faced, after issuance of the Environmental Clearance dated 25.10.2017 and suggests measures to be taken and additional conditions if any, to be complied with, for operating the quarry in question.

The proposal was placed in the 120th SEAC meeting held on 24-26, March, 2021. The proponent made presentation for the revalidation of EC before SEAC on 01.02.2021. At that time, he has not declared the facts about the stay order issued by the DC, Palakkad dated 24.12.2020 and other subsequent developments and legal proceedings in this regard. Moreover, he has not submitted the documents sought by SEAC on 18.02.2021. The Committee observed that the proponent has concealed these facts. The committee also noted the observations of Hon'ble High Court in Cri.M.C.No.1232 of 2021. Since there is a specific direction from the Hon'ble HC with a time limit, it was decided to conduct a field visit but the field visit could not be carried out due to Covid pandemic in the state. Authority vide letter dated 31.03.2021 requested Standing Counsel to file an extension petition seeking more time.

The proponent vide request dated 29.03.2021 stated that there is no direction or order from the Hon'ble High Court, restraining SEIAA from processing/ finalizing the revalidation process as directed in WP (C) No. 26042/2020 .He requested that the revalidation process may be finalized as directed by the Hon'ble High Court in its Judgment dated 1.12.2020 in WP (C) No. 26042/2020.

The proponent vide letter dated 04.04.2021, submitted documents demanded as per the decision of 118th SEAC meeting held on 1st -3rd February 2021. Instead of Certificate of Compliance Report from Regional Office, MoEF&CC, Bangalore, the proponent submitted copy of letter dated 26.02.2021, which was forwarded to MoEF.

The Standing Counsel vide e-mail dated 10.04.2021 forwarded a copy of the order in Cri.M.C.No.1232 of 2021 dated 08.04.2021, filed by M/s Darkstone Land Developers Pvt.Ltd in which Hon'ble High Court directed SEIAA to conduct site inspection and file a report regarding the changes, if any, that has taken place to the topography, consequent to the torrential rains and the floods that affected the State during the past two years. In the meanwhile, the SEIAA shall also submit an interim report stating whether there any imminent threat will be posed by the petitioner's quarry being operated. The interim report shall be filed before 30.04.2021.

The proposal was placed in the 121st SEAC meeting held on 22nd, 23rd and 27th of April, 2021. Committee noted the directions of Hon'ble High Court in Cri.M.C.No.1232 of 2021 dated 08.04.2021 and requested SEIAA to seek extension of time for 3 months as the field visits cannot be carried out due to Covid lock down. Authority's letter dated 27.04.2021, requested Standing Counsel for filing extension petition seeking time for 3 months.

The Standing counsel vide e-mail dated 19.05.2021, informed that the case regarding Cri.M.C 1232/2021 filed by M/s. Darkstone Land Developers Pvt.Ltd was posted on 28-05-2021 and directed SEIAA/SEAC to file a report regarding the feasibility of conducting quarrying activities on the basis of the EC issued and the compliance report so submitted by the proponent within a period of 10 days there from. The proponent submitted compliance report as per the direction of the Hon'ble High Court vide e-mail dated 24.05.2021. SEAC submitted an interim report which was sent to the Standing Counsel along with the compliance report submitted by the proponent.

The Chairman, SEAC vide e-mail dated 04.06.2021, forwarded the Interim Report on M/s. Darkstone Land Developers Pvt.Ltd. This was forwarded to the Standing Counsel vide e-mail dated 06.06.2021. In the report on post environmental clearance monitoring report of Project Proponent SEAC has observed that Project Proponent has not followed many of the EC conditions and hence, it is not desirable to take a decision of the continuance of the quarrying operation without ascertaining the compliance of EC conditions through conducting a field level inspection. Considering the present situation, it may be possible to undertake the inspection around June 20, 2021.

Under the above narrated circumstances Authority decided the following:

1. As directed by the Hon'ble High Court SEAC to conduct a field inspection to answer the issues raised by Hon'ble High Court in Cri.M.Cs cited above and also to verify the compliance status of EC conditions mentioned in the Post Environmental Clearance Monitoring Report of Project Proponent.
2. If SEAC is convinced that Project Proponent has followed the EC conditions and attended all the observations made by MoEF&CC, Integrated Regional Office, Bangalore, SEAC may estimate the Project life as directed by Hon'ble High Court in the common judgment on revalidation EC periods and accordingly recommend for continuation of EC.
3. Project Proponent shall follow the stay order if any issued from Hon'ble High Court on operation of quarry. In the light of observations made by Hon'ble High Court, the proponent shall not continue the quarry operation until he gets a permission DC Palakkad, who is also Chairman District Disaster Management Authority.
4. Project Proponent to produce a Certificate of Compliance Report from MoEF&CC, Integrated Regional Office, Bangalore.

Item No.110.08 **Common judgment dated 11.12.2019 in WP (C) No.5589/2019, WP (C) No.9656/19 and WP (C) No.25439/2019 filed by Sri.Unnikrishnan.K.P and the President, Vaniyamkulam Grama Panchayat against M/s JMC Granites, Palakkad (File No.4429/A2/2019/SEIAA)**

Sri.Unnikrishnan.K.P filed WP (C) No.9656/19 and Vaniyamkulam Grama Panchayat represented by its President filed a writ petition No. 5589/19 against M/s. JMC Granites for running a granite quarry.

The Hon'ble High Court in its Common judgment dated 11.12.2019 in WP (C) No.5589/2019, WP (C) No.9656/19 and WP (C) No.25439/2019 directed to the District Geologist to ensure that all conditions in Exhibit .P9 are complied with and to make sure that these conditions are not violated in future by M/s. JMC Granites. Further, any complaint to be preferred by the Panchayat, including Exhibit, P14, if it is still pending, shall be forthwith

considered by the SEIAA in terms of law and the resultant order communicated to them, after affording an opportunity of being heard to the authorized representative of M/s. JMC Granites and Sri.Unnikrishnan . K.P., as expeditiously as is possible, but not later than three months from the date of receipt of a copy of this judgment.

The Hon'ble High Court in its Judgment also directed SEIAA to take up Exhibit P5 representation by Sri. Unnikrishnan .K.P and dispose of the same, after affording an opportunity of being heard to him and to the authorized representative of M/s. JMC Granites, as expeditiously as is possible, but not later than three months from the date of receipt of a copy of this Judgment.

Authority noted the actions taken in the 93rd, 101st, 102nd and 104th SEIAA meetings held on different dates and action taken in the 110th and 111th meetings of SEAC held on different dates. A field inspection was also carried out by an expert subcommittee of SEAC on 27.02.2020. The Petitioner in WP (C) No.9656 /19 Sri.Unnikrishnan.K.P and the Petitioner in WP (C) No. 5589/19,Vaniyamkulam GramaPanchayat represented by its President and the Project Proponent, M/s. JMC Granites were heard in the SEIAA meeting held on 29.6.21 through video conferencing. They were also requested to submit a hearing note for further consideration.

Authority perused the relevant documents and following decisions were taken:

- 1. As the required follow up actions have been taken in obedience to the directions of Hon'ble High Court's Common judgment dated 11.12.2019 in WP (C) No.5589/2019, WP (C) No.9656/19 and WP (C) No.25439/2019, Authority decided to dispose of the Exhibit, P5 representation filed by Sri. Unnikrishnan .K.P and Exhibit, P 14 representation filed by Vaniyamkulam Grama Panchayat represented by its President, explaining the entire range of follow up actions taken.**
- 2. The Project Proponent shall attend to all the observations made by District collector in his letter dated 28.4.21, District Geologist in his letter dated 27.11.20, Director General of Mines softy letters dated 24.4.20 and 5.3.21 and observations of SEAC in its field inspection held on 27.02.20. The copies of these documents/inspection notes shall be made available to Project Proponent by SEIAA.**

3. After attending all the observations made by different agencies cited above, the Project Proponent shall submit a compliance report to SEIAA. Immediately after the receipt of compliance report, a combined field visit will be conducted by a joint team consisting of members from these agencies to verify the status of compliance of their observations and a collective decision will be taken on the further operation of the quarry.

Item No.110.09 **Judgement in WP(c) No. 6187 of 2020 dated 9.03.2020 filed by M/s JBP Granites & Metals Private Limited (File No. 1288/EC2/2019/SEIAA)**

Mr.Jayan Babu, Managing Director, M/s JBP Granites & Metals Private Limited, Krishna, Harmony Gardens, T.C – 10/16651/1, CKRA-51, Nalanchira P.O., Thiruvananthapuram – 695015, vide the hardcopy of application received on 26.03.2019, has sought Environmental Clearance under EIA Notification, 2006 for the quarry project in Re - Sy. No. 84/27, 84/29, 84/29-1, 84/29-2, 90/6, 90/6-1, 90/7, 90/7-1, 90/10, 96/2, 96/15, 96/16, 96/17 in Nellanad Village, Nedumangad Taluk, Thiruvananthapuram District, Kerala for an area of 2.1901 Ha. The project comes under Category: B & Schedule: 1 (a) of EIA Notification 2006. The lease area consists of 2.1901 Ha, which is a private land. The production capacity is 1, 28,000 MTA. Life of mine is about 10 years. The total project cost is 4.57 crores.

Authority noted the action taken by SEAC in its 96th, 99th, 100th, 105th, 112th, 118th, 120th and 121st meetings of SEAC held on different dates. A first field inspection was also carried out by an expert team of SEAC on 9.8.2019. In its 105th meeting SEAC has decided to reject the proposal for some valid reasons. The proposal was placed in the 99th SEIAA meeting held on 21st & 22nd NOVEMBER 2019. As recommended by SEAC in its 105th meeting held on 28th -29th October 2019, Authority decided to reject the proposal for EC and inform the Proponent accordingly quoting the reasons for rejection pointed by SEAC. The Project Proponent was informed accordingly.

The Project Proponent filed WP(c) No. 6187 of 2020. The Hon'ble Court in its Judgement dated 9.03.2020 gave certain directions to SEIAA, SEAC and Project Proponent. As per the directions of Hon'ble High Court another field inspection was conducted

on 31.12.2020 by an expert team of SEAC led by Chairman SEAC Dr. Bhaskaran. Both Project Proponent and RQP were present. The proposal was placed in the 118th SEAC meeting held on 1st, 2nd & 3rd February, 2021. The Committee discussed the Field Inspection Report and called for certain additional documents. The proponent submitted the documents as per the decision of 118th SEAC meeting vide letter dated 12.03.2021.

The proposal was placed in the 120th SEAC meeting held on 24th -26th, March, 2021. The Committee deferred for detailed scrutiny of the slope stability report. In compliance to the direction of the Hon'ble High Court in Judgment dated 09.03.2020 in WP(C) No.6187/2020, the Field inspection report was also forwarded to the proponent vide letter dated 08.06.2021.

The proposal was placed in the 121st SEAC meeting held on 22nd, 23rd and 27th of April, 2021 for further appraisal. The Committee scrutinized the documents submitted by the proponent including the proposals for the prevention of rock fall and found that these proposals are not satisfactory and hence the Committee decided to reject the proposal. The Project Proponent vide his letter dated 19.06.2021 submitted certain clarifications to the observations made by the subcommittee during field inspection.

As per the direction of the Hon'ble High Court in Judgement in WP(C) No. 6187 of 2020 dated 9.03.2020, the Project Proponent was heard in the SEIAA meeting held on 29.06.21 through video conferencing and the Project Proponent presented his case with reference to field inspection report of SEAC sent to him vide letter dated 08.06.2021 and other observations of SEAC during appraisal.

Authority noted that SEAC has conducted field inspection twice and SEAC has given enough number of opportunities to the Project Proponent to present his case during appraisal of the project. The SEAC has ultimately decided to reject the proposal due to following main reasons

1. The area adjacent to the proposed quarry is densely populated semi urbanized locality and along the approach road, an Anganavadi is also situated at about 250 m away from the quarry site.
2. There are huge sized rock boulders which are precariously located at steep slopes. In spite all precautions there are possibilities of hazardous rock fall during quarrying operation which is dangerous to life and property and the SEAC is not convinced about the methodology proposed by the Project Proponent to manoeuvre these rocks.

Authority perused all relevant documents and examined the issues raised by the Project Proponent during the hearing through video conferencing on 29.06.21. The considered view of the Authority is that the SEAC has conducted field inspection twice and SEAC has given enough number of opportunities to the Project Proponent to present his case during appraisal of the project. Considering all locality factors SAEC has recommended to reject the proposal. As per the recommendation of SEAC Authority decided to reject the proposal and inform the same to Project Proponent quoting the reasons for rejection.

Item No.110.10 Environmental Clearance for the quarry project in Sy. Nos 2059/1, 2060, 2061, 2063 of Kuttichira Village & Survey Nos . 928, 929, 930, 931, 932/1, 932/2 at Kodassery Village, Kodassery Panchayath, Chalakudy Taluk, Thrissur District, Kerala – Common Judgment dated 02.11.2020 in WP(C) No.11048 of 2020 - Revalidation of EC-reg :- (File No.847/SEIAA/EC1/2859/2015)

Environmental Clearance was issued to the quarry project in Sy. Nos 2059/1, 2060, 2061, 2063 of Kuttichira Village & Survey Nos . 928, 929, 930, 931, 932/1, 932/2 at Kodassery Village, Kodassery Panchayath, Chalakudy Taluk, Thrissur District owned by Sri. Bail Madappilly, Managing Director, M/s.Vilamana Industries on 23.04.2016 for a period of five years. Validity of EC expires on 22.04.2021.

The WP (C) No.17533/2020 and 23 other WP (C) s were filed before Hon'ble High Court alleging that the EC period shall be the life of mine/ life of project as estimated in the Mining Plan, instead of 5 years norm generally followed by SEIAA for the previous few years.

The Hon'ble High Court in its judgement dated 2.11.2020 in WP (C) 17533/2020 and 23 other cases, noted that the decision of SEIAA to limit the validity of the ECs to be granted for mining projects to 5 years is against the terms and spirit of EIA 2006 Notification and the said decision is ultra vires the Notification. It has also been observed that appraisal committees have not estimated the life of projects of petitioners while making recommendation to regulatory body for grant of EC's and that as per clause 9 of the

Notification it was obligatory for the Appraisal Committees concerned in all the cases to make an estimation of the life of each project.

Vide Common judgment dated 2.11.2020 in WP (C) 17533/2020 and 23 other cases, the writ petitions were disposed of directing the regulatory bodies concerned to call for additional recommendations from the appraisal committees after estimating the life of the projects of the petitioners in respect of which ECs have been issued to them, and there upon re-validate the ECs granted to the petitioners, wherever necessary. It was made clear that in the matter of making estimation of the life of the projects in terms of this judgment, it will be open to the appraisal committees to call for additional information required and in that event, it will be obligatory for the petitioners to furnish the additional information called for. It is also made clear that the recommendations of the appraisal committees in this regard would not be binding on the regulatory bodies, and in the event the regulatory bodies disagree with the recommendations made by the appraisal committees as regards the project life of the petitioners, the regulatory bodies would be free to follow the procedure mentioned in clause 8 of 2006 Notification in the matter of arriving at the conclusion as to the life of the projects of the petitioners, for the purpose of complying with the directions contained in this judgment. The directions shall be complied with, within four months from 02.11.2020.

The WP(C) No.11048 of 2020, filed by M/s.Vilamana Industries also was included in the common judgment dated.02.11.2020 of the Hon'ble High Court. The proposals along with all other connected cases were placed in the 117th SEAC meeting held on 28th to 30th December 2020. The minutes is as follows;

1) The Committee discussed the matter in detail and decided to invite the sixty petitioners (applicants) to make brief on-line presentations before the SEAC furnishing the details of their proposals including the remaining minable reserves as per approved mining plan and the recent District Survey Report (DSR), the compliance certificates on EC conditions, the proposed scheme of mining as per the KMMC Rules, the EMP incorporating the specific CER activities etc., so as to enable the SEAC to stipulate the project life, case by case, as directed by the Hon'ble High Court of Kerala. The on-line presentations by the applicants was scheduled during 2nd and 3rd of February, 2021.

2) It was also decided to seek advice from the SEIAA regarding the applicability of the minimum distance criteria stipulated by the Hon'ble NGT in these proposals.

3) The SEIAA was also requested to seek extension of the time limit from the Hon'ble High Court of Kerala at least up to 31-05-2021 in view of the large number of these proposals to be appraised by the SEAC adhering to the COVID-19 protocols.

The intimation regarding the presentation had been communicated to the Project Proponent. The Proposal was placed in the 118th meeting of SEAC held on 01st to 03rd February 2021. The proponent and consultant were present. The consultant made the presentation. The Committee decided to direct the proponent to submit the following additional documents.

- a. Latest Compliance Report*
- b. Letter from Mining and Geology Dept. regarding the quantity of mined Minerals.*
- c. Special Conditions in the EC issued*
- d. Certificate from Regional Office, MoEF&CC, Bangalore*
- e. Scheme of Mining*

As per the decision of 118th SEAC Meeting, the proponent was informed to submit all the above documents vide Letter No.847/SEIAA/EC1/2859/2015 dated.01.03.2021. The Proponent has not yet submitted the documents.

Now Letter No.EP/12.1/SEIAA/2016-17/11/KER/1402 dated.18.03.2021 has been received from MoEF&CC, Integrated Regional Office, Bangalore on 22.03.2021 informing that the project was monitored on 08th February 2021 and the following non compliances were observed.

- 1) Environment Management Cell (EMC) details are not submitted (GC No.2)*
- 2) Tarring of access road has not been provided (GC No.3 & 15)*
- 3) Details of CSR components as per EC (GC No.8)*
- 4) Benches height and width are not followed as per Mining Plan and EC conditions (GC No.17)*
- 5) 45⁰ slopes are not maintained some area at quarry (GC No.20)*
- 6) Buffer zone as per the Mining Plan has not been maintained at some places.*
- 7) Garland drains are not provided for channelizing the storm water (GC No.23)*
- 8) Catch drains and siltation ponds not provided (GC No.44)*

The Proposal was placed in the 121st meeting of SEAC held on 22nd, 23rd & 27th April 2021. Based on the report of non-compliance of EC conditions from the RO, MoEF&CC dt 22-3-2021, the Committee decided to recommend the rejection of the proposal& SEIAA is requested to cancel the EC issued earlier for noncompliance of EC conditions.

The Proponent submitted the copy of Compliance Report on 27.04.2021, which was sent to MoEF&CC. Proponent state that he has attended all the queries raised in the MoEF&CC Letter No.EP/12.1/SEIAA/2016-17/11/KER/1402 dated.18.03.2021 and also submitted all the documents sought by MoEF. The Proponent vide Letter dated.01.05.2021 requested the Authority to direct the SEAC to reconsider their decision and conduct the field visit as decided in the 120th SEAC meeting.

Authority perused all the relevant documents and the recommendation of SEAC and decided the following:

- 1. Direct the Project Proponent to produce a Certificate of Compliance Report from MoEF&CC, Integrated Regional Office, Bangalore.**
- 2. After the receipt of the same SEAC may conduct a field inspection to confirm whether the Project Proponent has complied with the non-compliances noticed by MoEF&CC, Integrated Regional Office, Bangalore.**
- 3. If the SEAC is convinced that the Project Proponent has attended all the observations made by MoEF&CC, Integrated Regional Office, Bangalore and the EC can be extended, SEAC may estimate the Project life as directed by H'ble High court of Kerala and recommend the same to SEIAA.**
- 4. Proponent shall stop all further quarry operations till the above the direction of SEIAA are complied with.**

Item No. 110.11 **Application for Environmental Clearance for integrated complex “Sobha City” located in Survey No 217, 218,534 to 544, 546 to 556 in Puzhakkal , Guruvayoor road, Thrissur District, Kerala (File No 1449/EC2 /2019/SEIAA)**

The Proposal was placed in the 107th meeting of SEIAA held on 18th & 19th February 2021. The summary of the case and the decision of the SEIAA are as follows:

Authority noted that as per the information provided by the Project Proponent, the proposed total built up area was 3, 24, 665 m² as per the EC issued by MoEF on 17.4. 2008. Of this 2, 28, 899.59 m² was completed and handed over as on 16-04-2013. The project proponent had applied for extension of EC period for the balance work. But SEIAA could not extend EC period as the application for extension was delayed beyond 90 days of expiry of EC period, which was the maximum period allowable under clause 9 (iii) of EIA notification 2006. The Authority discussed the matter in detail and decided to delist the case and instructed the applicant to approach the MoEF, Government of India, as the EC was granted by MoEF.

The proponent submitted the fresh Application for EC to MoEF&CC on 17th May 2018. The standard ToR was issued by Ministry vide letter no.21-42/2018-IA-III dated 9th July 2018 for carrying out EIA/EMP study. The Project Proponent had submitted EIA/EMP to MoEFCC on 25th September 2018. Followed by this, he has submitted a request letter on 24-01-2019 to MoEFCC for consideration of the project for Grant of EC, but there was no response.

Project Proponent filed OA No.10/2019 before the Hon'ble National Green Tribunal, Chennai. The Hon'ble Tribunal in its order dated 10.04.19 disposed the case directing SEIAA, Kerala to consider and dispose of the application as expeditiously as possible. The proponent had also filed IA in OA No 10/2019, with the prayer to give direction to SEIAA to consider their application for renewed/fresh clearance of their project in the next meeting of SEIAA and pass orders within a reasonable time.

Followed by this the project proponent submitted a fresh application Online and the hard copy of the project received on 12.07.2019. The project proponent has sought for Environmental Clearance for the actual construction now proposed i.e. 2, 56,017 m² indicating a reduction of 68,648.28 m² (22%) from the sanctioned EC. This was because of the reduction in number of apartments from 1080 to 720, and avoiding buildings for Hotel, Hospital, Office, Convention Centre and Business and Health Centre. Out of the 2, 56,017 m² actually planned, 2, 28, 899.59 m² was completed and handed over as on 16-04-2013. The pending works after the expiry of the MoEF EC validity is 27,117.41 m². However, about 35% (9491.09 m²) of the pending work was done after the expiry of validity of the EC.

Authority noted that SEAC has appraised the proposal after perusing relevant records and conducting a field inspection also. During appraisal SEAC has noticed that about 35%

(9491.09 m²) of the pending work was done after the expiry of validity of the EC which was in violation of EIA notification 2006.

In appraisal report SEAC has referred to the OM of MoEF&CC Dt. 12-04-2016 which is relevant to granting extension of EC period to the Projects in which Project Proponent has not submitted the application for extension of EC within the validity period. The clause (iii) of the said OM states as follows "The Environmental Clearance of the projects which have completed five (5) years on the date of publication of Notification (29.04.2015) and application of seeking extension of validity has not been submitted within the validity period by the project proponent, their extension of validity will be decided on case to case basis".

Authority also noticed that Sobha City Residence Owner Association has filed W.P.(C) No 8260/2018 alleging certain irregularities and there is a stay from Hon: High Court of Kerala on any further construction. In this W, P. (C) SEIAA is not a respondent.

Under the circumstances narrated above, Authority is of the opinion that

- (1) As per EIA notification 2006 Authority has no powers to grant EC for the works carried out after the expiry of the EC period.*
- (2) Authority can issue EC for such violation cases only after completing violation proceedings as per S.O.1030 (E) dated 8th March 2018 issued by MoEF&CC.*
- (3) The Project Proponent may approach MoEE&CC for obtaining extension as per the OM cited above, narrating entire range of developments as the initial EC was given by MoEF& CC and they have also issued a TOR in July 2018.*

Authority decided to post the case back to SEAC with the above observations for their clarification and necessary further action. The proposal was placed in the 120th meeting of SEAC held on 24th to 26th March 2021. The Committee noted the decision of the SEIAA but no clarification as sought by SEIAA was provided.

The Proponent vide email dated.16.03.2021, requested to provide a personal hearing to submit their clarifications on the queries/matters raised by the Authority.

The proposal was placed in the 109th meeting of SEIAA held on 26th& 27th April 2021. Authority decided to give an opportunity of being heard to the Project Proponent through video conferencing in the next SEIAA meeting. The Proponent was informed vide email dated.16.06.2021 to attend the hearing through video conferencing in the 110th meeting of SEIAA scheduled to held on 29th June 2021.

The proponent attended the hearing on 29-06-21 through video conferencing and explained the difficulties in approaching MoEF as indicated by SEIAA. Authority directed the Project Proponent to submit a detailed hearing note within a week covering the issues tagged during the personal hearing and other relevant issues if any in support of their claim for the examination of SEIAA.

Item No.110.12 Environmental clearance issued for the granite building stone quarry project in Survey No. 729/Ptin Vagamon Village, Peermade Taluk, Idukki District, Kerala to Shri. Anish Abraham (File No. 1204/EC2/2018/SEIAA)

Shri.Anish Abraham, Athiyali House, Teekoy (P.O.), Meenachil Taluk, Kottayam District, Kerala – 686580, vide the hardcopy of application received on 29.01.2019, has sought Environmental Clearance under EIA Notification, 2006 for the quarry project in Survey No. 729/Ptin Vagamon Village, Peermade Taluk, Idukki District, Kerala for an area of 4.990 Ha (12.3302 Acres). The project comes under Category B2, Activity 1(a), (i) as per the Schedule of EIA Notification 2006. The period of mining lease is 15 years. The total project cost is 2.2 Crores.

Authority noted the action taken by SEAC in its 93rd, 99th, 106th, 108th meetings held on different dates and action taken in 102nd and 105th meetings of SEIAA held on different dates. Ultimately the proposal was placed in the 108th SEIAA meeting held on 22nd & 23rd March 2021. Authority decided to issue EC subject to the Clearance from the National Wildlife Board, for a period of 5 years for the quantity mentioned in the approved Mining Plan, subject to the following specific conditions in addition to the general conditions.

- i. As the quarry site is located within 2.26 KMs distance from Idukki wildlife Sanctuary, as per OM dated 8.8.2019 of MoEF&CC clearance from Standing Committee of the National Board for Wildlife is mandatory for starting a quarry. Hence Project Proponent is directed to obtain a clearance from Standing Committee of the National Board for Wildlife before starting any activity at site.*
- ii. As the quarry site is located in the Ecologically very sensitive Idukki District of Kerala which is prone for repeated natural disasters like landslides etc and also located near to Idukki wildlife sanctuary, taking enough precaution, the Project Proponent shall produce a no objection certificate from the District Collector, Idukki,*

the Chairman of District Disaster Management Committee, before commencing the quarrying operations, in case he gets a clearance from Standing Committee of the National Board for Wildlife.

- iii. *As per OM no F.No.22-65/2017-IA.III dated 30th September 2020, the project Proponent shall prepare an Environment Management Plan (EMP) as directed by SEAC during appraisal, covering the issues to address the environmental problems in the project region, indicating both physical and financial targets year wise. The EMP shall be implemented in consultation with District Collector. The indicated cost for CER shall be 2% of the project cost depending upon the nature of activities proposed. The follow up action on implementation of CER shall be included in the half yearly report which will be subjected to field inspection at regular intervals.*
- iv. *The proponent shall carry out quarrying as per the approved Mining Plan and the proponent should strictly follow the Kerala Minor Mineral Concession Rules 2015 and amendments thereby.*
- v. *In the wake of occurrence of large scale landslides in the state, as per the information provided by the Department of Mining & Geology, it is directed to use only NONEL (Non Electrical) technology for blasting to reduce the vibration of the ground, which is one of the causative factors that triggers landslides, formation of cracks in the surrounding buildings and disturbance to human and wildlife.*
- vi. *As per the directions contained in the OM F.No.22-34/2018-IA.III dated 16th January 2020 issued by MoEF & CC, in obedience to the directions of the Honourable Supreme Court the Project Proponent shall, undertake re-grassing the mining area and any other area which may have been disturbed due to his mining activities and restore the land to a condition which is fit for growth of fodder, flora, fauna etc. The compliance of this direction shall be included in the half yearly compliance report which will be monitored by SEAC at regular intervals.*
- vii. *Authority makes it amply clear that EC issued does not necessarily imply that Wildlife clearance shall be granted to the Project Proponent and that the proposal for Wildlife clearance will be considered by the respective Authorities on its merit and decision taken accordingly. The investment made in the project if any based on this EC in anticipation of clearance from Wildlife angle shall be entirely at the cost and risk of the Project Proponent and MoEF&CC and SEIAA shall not be responsible in this regard in any manner.*

viii. *A copy of the EC shall be marked to IGF(WL), MoEF&CC, PCCF and Chief wild life Warden, Kerala, SEAC, District collector, Idukki and Director Mining and Geology, Department of Industries GOK, besides others for information and necessary further action.*

Now Office of District Collector has forwarded a copy of Cancellation order of NOC issued to Shri. Anish Abraham on 07.06.2021 as it was issued on wrong grounds. Further vide Judgment in WP(C) No. 12096 of 2021 dated 11-06-2021 the Exbt P11 ie. Order cancelling the extension of NOC has been stayed.

The authority resolved to stick onto its decisions under clause 1 and 2 of conditional EC issued by SEIAA, as per which the clearance from National Board for Wildlife and District Collector Idukki are essential before starting quarry operation. The copy of the EC was marked to District Collector Idukki also. Authority noted that as of now no action is required from SIEAA. However the position of conditional EC may be brought to the notice of DC Idukki once again.

Item No: 110.13 Report of action taken to MoEF&CC- Against the Complaint submitted by Mr. P.L. Jose, Ernakulam to MoEF&CC- (File No. 535/EC3/2021/SEIAA)

Ministry of Environment Forest & Climate Change, Bangalore has informed through letter dated 02-02-2021 that a complaint was received from Mr. P.L. Jose, Ernakulam against the quarry operations of M/s V.P. George at Sy. Nos. 265/1-2 and 264/3-3 of Thuravoor village, Aluva Taluk, Ernakulam, wherein violation has been alleged especially with respect to maintaining bench system, buffer zones etc. and threats being caused to neighbouring people and animals.

In the letter it is mentioned that as per order of WP(C) 19509 of 2020 filed by Mr. P.L. Jose, Ernakulam a joint committee had conducted field inspection on 19-11-2020. Based on the suggestion of the Joint Committee, the Taluk Surveyor had submitted a report stating that mining has been carried out outside lease area of 0.1317 Ha in Sy. No. 265/6 without permission and also without keeping any buffer zone and maintaining any precautions as per Mining Rules. Accordingly, Department of Mines and Geology has issued notice to Project Authority on 14-12-2020 to stop quarry activities.

On verification with respect to the details in the letter no such file was found processed in Authority.

The file was placed in the 109th SEIAA meeting 26th & 27th April 2021. Authority decided to inform the Director, Mining and Geology to take action against Project Proponent for the violations noticed during the joint inspection under intimation to District Collector and District Geologist, Ernakulam.

Authority also noticed that MoEF& CC has issued direction for issuing show cause notice for cancellation of EC as per S.O.637 (E) dated 28.2.2014. Accordingly Authority decided to issue show case notice to Project Proponent for cancellation of EC.

As per the decision, letter (dated 15-06-2021) in this regard was sent to the Director, Mining and Geology to take action against Project Proponent for the violations noticed during the joint inspection. Whereas with respect to the issuance of show cause notice for cancellation of EC as per S.O.637 (E) there needs clarification, no such file is seen Processed/EC issued from the Authority. Hence the matter placed before the SEIAA for further decision.

Authority decided call for the relevant details of EC from Director, Mining and Geology and then issue show cause notice as directed by MoEF&CC.

Item No.110.14 Environmental Clearance for the Proposed Group Housing Project, GREEN VISTAS – “PRAKRITI” at Re-survey No.359/3, of Kakkanad village, Thrikkakara Municipality, Kanayanur Taluk, Ernakulam District, Kerala by Mr. Saurabh Gulechha, Chief Operating Officer, M/s Green Vistas Infrastructure Projects. (File No. 1189 (A)/EC2/2018/SEIAA)

Mr.SaurabhGulechha, Chief Operating Officer, M/s Green Vistas Infrastructure Projects, G-159, Panampilly Nagar, Panampilly Nagar. P.O., Ernakulam -682036, vide his application received dated 27.11.2018, has sought Environmental Clearance under EIA Notification, 2006 for the Proposed Group Housing Project, GREEN VISTAS – “PRAKRITI” at Re- survey No.359/3, of Kakkanad village, Thrikkakara Municipality, Kanayanur Taluk, Ernakulam District, Kerala. It is interalia, noted that the project comes under the Category B, 8(a) of Schedule of EIA Notification 2006. The ToR for the project was approved by the MoEF& CC in 4th EAC meeting held on 19-21 February 2018 with some conditions.

The proposed project site falls within Latitude 10°01'06.25"N& Longitude 76°22'06.90"E. The proposed project is a residential project with 500 apartments with club house, first aid room, convenient shops & swimming pool. The project is for construction of 5 residential blocks and 2 blocks are already constructed at site. The height of the proposed building is 50.5 m and the total plot area of the proposed project is 1.503 ha. The total built-up area of the project is 75,886 sq. m. The proposed parking provision is for 550 cars. The total daily domestic water consumption for the project during operation phase is about 348.75KL/day. The sources of water for the project are roof rain water, wells and treated water from STP. The total power requirement is 11,600 KWH which is sourced from KSEB. The total project cost is 84.63 crores.

Authority noted the action taken by SEAC in its 89th, 102nd, 103rd, 106th and 107th meetings held on different dates and action taken by SEIAA in its 103rd and 104th meetings held on different dates.

The proposal was placed in the 105th SEIAA meeting held on 22nd & 23rd October 2020. As per the above directions of Honourable High Court of Kerala, an opportunity of being heard through video conferencing was given to Petitioner on 22nd October. Authority noted the submission of the petitioner and decided the following:

- (1) Inform the Project Proponent that EC cannot be issued unless the violation procedures are completed as intimated to him already both by MoEF&CC and SEAC during course of appraisal. The Project Proponent should submit all required details to the satisfaction of SEAC to complete the Appraisal under violation category on priority.
- (2) Proponent shall also be informed that as per the provisions of Environment Protection Act 1986, violation proceedings cannot be completed by SEIAA by imposing penalty under Section 15 read with section 19 of Environment Protection Act 1986. This power vests with only the trial court having the jurisdiction.
- (3) Request both SEAC & KSPCB to take urgent follow up action on the directions already given by SEIAA in its meeting held on 24th and 25th February to complete the violation proceedings as per S.O.1030 dated 8.3.2018 of MoEF&CC issued under EIA notification 2006.
- (4) In para 7 of the Judgement in W.P. (C) 3870/2020 dated 18th June 2020, it is stated that, the super imposition of the satellite imagery available at Google Earth Pro as on 11.12.2006 with imagery as on 6.1.2008, the project site does

not show any construction/structure on the property in question. Honourable High court has called for further details from the 7th respondent, Kerala State Remote Sensing Agency to confirm the same. Authority decided to call for relevant report from Kerala State Remote Sensing Agency to confirm the above position.

- (5) Appraise the above decisions of SEIAA to the Standing council of SEIAA in the High Court of Kerala, for suitable legal advice and also for necessary further follow up action to defend the case in Honourable High court of Kerala, on behalf of SEIAA

The meeting decision was conveyed to the proponent vide letter No. 1189(A)/EC2/18/SEIAA dated 12-11-2020 to submit the required documents as mentioned in the para (1) & (2) of the minutes. Also directions given to Kerala State Remote Sensing Agency to submit necessary documents as mentioned in the para (4) of the SEIAA minutes vide letters No. 1189(A)/EC2/18/SEIAA dated 12-11-2020. The minutes of the 105th SEIAA meeting was also forwarded to the Standing Counsel for necessary follow up actions to defend the case in Hon'ble High Court of Kerala.

KSPCB already reported that they have taken steps for initiating action under section 19 of E (P) Act, against the project proponent. But no detailed report yet received in this regard. Hence KSPCB was requested to furnish a detailed report of compliance /follow up actions vide letter No. 1189(A)/EC2/18/SEIAA dated 12-11-2020.

The proponent submitted details/documents on 20-11-2020 and 27-11-2020. The proposal was placed in the 116th SEAC meeting held on 2nd, 3rd and 7th December, 2020. The Committee decided to invite the proponent for presentation with revised remediation plan, natural and community resource augmentation plan corresponding to the ecological damage assessed and economic benefit derived due to violation. The decision has been informed to the proponent also.

The proposal was placed in the 117th SEAC meeting held on 28th, 29th and 30th December, 2020. The Committee heard the proponent and his advocate and directed them to submit their detailed hearing note. The proponent submitted the hearing note on 11-01-2021.

The proposal was placed in the 119th SEAC meeting held on 23rd - 25th February, 2021. The Committee scrutinized the hearing note submitted by the proponent in detail and SEAC again confirmed that the proponent had violated the provisions of EPA 1986. The proponent's request to regularize the violation by imposing penalty cannot be entertained as

there is no provision for the same. The proponent was directed to follow the procedure stipulated in SO 1030(E) dated 08/03/2018 by MoEF&CC, GOI for the appraisal of violation projects as directed by SEIAA already.

In the meantime, vide Judgment in WP(C) No. 3870 of 2020 dated 11.06.2021, filed by Green Vistas Infrastructure Projects Pvt. Ltd. the Hon'ble High Court, disposed of the writ petition directing respondents 3 and 4 to dispose of finally the application of the petitioner for environmental clearance, as directed in Ext.P24 decision of the Expert Appraisal Committee at the Central level, in accordance with the law, having regard to the present stage of construction, as expeditiously as possible, without waiting for the culmination of the proceeding contemplated against the petitioner for violation of the EIA notification. It is made clear that the petitioner will not be entitled to resume the work of the project before the direction aforesaid is complied with.

The opinion of the Standing Counsel in this regard is observation made by the Hon'ble High Court to dispose of application for EC before culmination of the violation proceedings goes against the scheme of the EIA Notification, 2006 and the same would set a precedent in favour of the violators. Hence, he was of the opinion that the judgement to the extent it directs consideration of EC de hors violation proceedings has to be taken up in appeal.

Authority agreed to the opinion of Standing Counsel and decided file an appeal on priority as suggested by Standing Counsel. The legal officer in SEIAA to expedite the entire process and furnish the required details to Standing Counsel on priority.

Item No.110.15 Environmental Clearance issued from SEIAA, Thiruvananthapuram for the granite building stone quarry in Chithara Village, Kottarakara Taluk, Kollam District of Sri. Dilly Sukhy, Managing Partner, M/s Ananthapuri Blue Metals - Judgment in WP (C) 25562/2020 - Revalidation of EC. (File No. 799/SEIAA/EC3/2042/2015)

Mr.DillySukhy, Managing Partner, M/s Ananthapuri Blue Metals, Moonumukku P.O, Chithara, Kottarakara, Kollam 695609, filed WP(C) 25562/2020 before the Hon'ble High Court regarding the revalidation of EC. Environmental Clearance issued from SEIAA, Thiruvananthapuram (No. 799/EC3/2042/SEIAA/2015 dated 11.02.2016) for the granite

building stone quarry in survey No.111/8-2, 113/1-2, 113/1-3, 112/5, 114/1, 114/2, 114/7, 113/1 of Chithara Village, Kottarakara Taluk, kollam District. The validity of the EC is 5 years from the date of the Clearance and expired on 10.02.2021.

The proposal was placed in the 118th SEAC meeting held on 1st, 2nd&3rd February, 2021. The proponent and consultant were present. The consultant made the presentation. The Committee decided to direct the proponent to submit certain additional documents. The proponent has not submitted the requested documents so far.

Letter No. EP/12.8/SEIAA CCR/KER dated 22.03.2021 received from Regional Office, MoEF&CC, Bangalore, it has been informed that certain non-compliance of the EC conditions were observed during the site visit held on 10.02.2021.

The proposal was placed in the 121st meeting of SEAC held on 22nd, 23rd& 27th April, 2021. Based on the report of non-compliance of EC conditions from the RO, MoEF&CC dated 22-3-2021, the Committee decided to recommend the rejection of the proposal & SEIAA was requested to cancel the EC issued earlier for noncompliance of EC conditions.

Authority perused the relevant documents and decided the following:

- 1. Direct the Project Proponent to produce a Certificate of Compliance Report from MoEF&CC, Integrated Regional Office, Bangalore.**
- 2. After the receipt of the same SEAC may conduct a field inspection to confirm whether the Project Proponent has complied with the non-compliances noticed by MoEF&CC, Integrated Regional Office, Bangalore.**
- 3. If the SEAC is convinced that the Project Proponent has attended all the observations made by MoEF&CC, Integrated Regional Office, Bangalore and the EC can be extended, SEAC may estimate the Project life as directed by H'ble High court of Kerala in the common judgment of Hon'ble High Court in EC revalidation cases and recommend the same to SEIAA.**
- 4. Proponent shall stop all further quarry operations till the above the direction of SEIAA are complied with.**

Item No.110.16 Environmental Clearance issued from SEIAA, Thiruvananthapuram for the granite building stone quarry in Chithara Village, Kottarakara Taluk, Kollam District of Sunilkumar - Judgment in

WP (C) 24326/2020 filed by - Revalidation of EC. (File No. 813/EC3/2484/2015/SEIAA)

Mr.Sunilkumar.S, Sreelekshmi, Reghunathapuram, Varkala P.O., Thiruvananthapuram District- 695141, filed WP (C) 24326/2020 before the Hon'ble High Court regarding the revalidation of EC. Environmental Clearance was issued from SEIAA, Thiruvananthapuram (No. 813/SEIAA/EC3/2484/2015 dated 11.02.2016) for the granite building stone quarry in Survey Nos. 283/4-2-1-1 pt., 284/3 pt., 284/4 pt., 284/3-2pt., 284/4-2 pt., 284/5-3, 285/3-2 pt., 285/4-2 pt., 285/5-1pt., 285/5-2 pt., 285/6-2, 285/10-1 pt., 285/11 pt., 387/1-1pt., 387/1-2 pt., Chithara Village & Panchayat, Kottarakkara Taluk, Kollam District. The validity of the EC is 5 years from the date of the Clearance and expired on 10.02.2021.

The proposal was placed in the 118th SEAC meeting held on 1st, 2nd & 3rd February, 2021. The proponent and consultant were present. The consultant made the presentation. The Committee decided to direct the proponent to submit certain additional documents. The proponent has not submitted the requested documents so far.

Letter no. EP/12.1/2015-16/20/SEIAA/KER dated 06.04.2021 received from Regional Office, MoEF&CC, Bangalore; it has been informed that certain non-compliance of the EC conditions were observed during the site visit held on 10.02.2021.

The proposal was placed in the 121st meeting of SEAC held on 22nd, 23rd & 27th April, 2021. Based on the report of non-compliance of EC conditions from the RO, MoEF& CC dt 6-4-2021, the Committee decided to recommend the rejection of the proposal & SEIAA is requested to cancel the EC issued earlier for noncompliance of EC conditions.

A request has been received from project proponent on 07/05/2021 to reconsider the decision of 121st meeting of SEAC and conduct a field visit as per the decision of SEAC. (Copy annexed at page no.217-219).

Now a Complaint received from Mr.M.Parijathan, from Thiruvananthapuram on 01/06/2021 against renewal of EC for the quarry operated by Mr.Sunil Kumar at Chithara Village, Kottarakkara Taluk, Kollam District and he also requested Authority to give him an opportunity of hearing.

Authority perused the relevant documents and decided the following

- 1 Direct the Project Proponent to produce a Certificate of Compliance Report from MoEF&CC, Integrated Regional Office, Bangalore.**
- 2 After the receipt of the same SEAC may conduct a field inspection to confirm whether the Project Proponent has complied with the non-compliances noticed by MoEF&CC, Integrated Regional Office, Bangalore.**
- 3 If the SEAC is convinced that the Project Proponent has attended all the observations made by MoEF&CC, Integrated Regional Office, Bangalore and the EC can be extended, SEAC may estimate the Project life as directed by H'ble High court of Kerala in the common judgment of Hon'ble High Court in EC revalidation cases and recommend the same to SEIAA.**
- 4 Proponent shall stop all further quarry operations till the above the direction of SEIAA are complied with.**

Item No.110.17 Sri. M. Nagaraj, Managing Partner, M/s Mahadev Metals in Balal Village, Vellarikkundu Taluk, Kasaragod District has applied for transfer of Environmental clearance for quarrying lease for operating Granite Building Stone at R.S.No. 1,1,3, 146/4A5 in Balal village of Vellarikkundu Taluk Kasargod District [SIA/KL/MIN/198269/2021 - File No. 1880/EC2/2021/SEIAA]

Sri. M. Nagaraj, Managing Partner, M/s Mahadev Metals in Balal Village, Vellarikkundu Taluk, Kasaragod District vide application received on 15.02.2021 has applied for the transfer of Environmental Clearance No. A/6694/2017 of DEIAA in Sy Nos. 113 & 146/4A5 of Balal village Vellarikkundu Taluk, Kasaragod District dated 30.01.2018 to M/s Divon Rock Products Pvt. Ltd. Konnakadu, Balal, Kasargod District 671533.

Environmental Clearance bearing No. 22/2018 issued order No.A/6694/2017 by DEIAA, Kasargod Kerala dated 30.01.2018 under the provision of EIA Notification, 2006 was issued to Sri.Nagaraj, Managing Partner, Mahadev Metals. Now the EC holder requested to transfer the EC from **M/s Mahadev Metals**, Balal Village, Vellarikkundu Taluk,

Kasaragod District 671533 to **Divon Rock Products Pvt Ltd** Konnanamkadu, Balal P.O, Kasaragod District,Kerala-671533 for updating and regularizing.

The proposal was placed in the 109th meeting of SEIAA held on 26th& 27th April 2021, Authority noticed the following discrepancies:

- 1) The names of transferee and transferor are one and the same.
- 2) The Project proponent has not mentioned the reasons for transfer.
- 3) The Survey No and location details of M/s Divon Rock are not mentioned
- 4) In the lease deed transfer order it is mentioned that the Project Proponent cannot carry out quarrying operations without EC at Divon Rock Products Pvt. Ltd. If so how the Project Proponent intends to carry out quarrying operations at Divon Rock Products Pvt. Ltd.

Authority decided to seek clarifications /documents on the above points from the Project Proponent.

Authority found that the documents submitted by the Proponent are satisfactory and decided to transfer the EC as requested by the EC holder.

Item No.110.18 Laying of 4 nos new pipelines at South Tanker Berth (STB) Jetty, Cochin- reg.(1067/A1/2021/SEIAA)

Indian Oil Corporation (IOC) Authorities informed that they are proposing to lay 4nos of new pipelines at South Tanker Berth (STB) Jetty, Cochin for unloading their coastal vessels. The IOC authorities also informed that the proposed project is only inside the port premises and not passing through any national Parks/sanctuaries/coral reefs/ ecologically sensitive areas including LNG Terminal.

Authority observed that the proposal of Indian Oil Corporation (IOC),does not come under the preview of SEIAA and if the need be they may refer the matter to MoEE&CC which deals with category “A” projects of the schedule under EIA notification 2006.

Item No.110.19 Extension of tenure of present SEIAA and SEAC Kerala as per

**the directions contained in the MoEF&CC Notification dated
22nd October, 2020/Reconstitution of present SEIAA and SEAC
Kerala. (File No.2483/A1/2019/SEIAA)**

The present State Level Environment Impact Assessment (SEIAA) and State Level Expert Appraisal Committee (SEAC) were constituted by MoEF&CC, GOI, under Section 3 of Environment Protection Act 1986 ,as per MoEF&CC Notification dated 19th September 2018 for dealing with Projects/matters falling under Category “B” of the schedule attached to EIA notification 2006, at State Level. As per this notification the tenures of both SEIAA and SEAC shall be for a period of three years from the date of issue gazette notification. Accordingly the tenures of both SEIAA and SEAC will expire on 18th September 2021.

As per the above OM though the tenure of both SEIAA and SEAC was 3 years, due to Covid pandemic both SEIAA and SEAC could effectively work for only one and half year. The position is same for all SEIAA and SEAC working in the country. Hence as per MoEF&CC vide notification dated 21.05.2020 extended the tenure of SIEAA and SEAC in the country by 6 months. As Covid pandemic in the country continued, vide Notification dated 22nd October, 2020 it was again felt necessary to extend the tenure of existing SEIAAs and SEACs in the country for 12 months, under the exceptional circumstances of Covid Pandemic prevailing in the country, for the uninterrupted clearing/dealing of the Projects/matters under Category “B” of the schedule attached to EIA notification 2006, at State Level.

It is learnt that few Members of present SEIAA and SEAC are not willing to continue under extended tenure due to personal reasons. Under the circumstances, it is suggested to reconstitute both SEIAA and SEAC for a further period of three years replacing vacant positions of those members who voluntarily withdraw from the extension so that the other members will get the benefit of MOEF&CC notifications cited above and get an opportunity of working for the state and the experience gained by them can be effectively utilised by the State for the uninterrupted clearance of proposals under Category “B” of the schedule attached to EIA notification 2006.

As per Appendix VI of EIA notification 2006 which prescribes the guidelines for the appointment of Chairman and members of SEIAA and SEAC, the Age limit prescribed is 70

years and the maximum tenure of a Chairman and member shall be 2 terms of three years each.

The matter is placed before SEIAA for appraising the above position to GOK and for submitting proposal to MoEF&CC, GOI, at the earliest.

The authority resolved to recommend to the government to reconstitute both SEIAA and SEAC for a further period of three years replacing vacant positions of those members who voluntarily withdrew from the extension.

Item No. 110.20

Transfer of category B proposals received between two Window period (File No.859/A1/2021/SEIAA)

The Ministry has issued a Notification No. S.O. 804 (E) dated 14th March, 2017 under the Environment (Protection) Act, 1986 to appraise and regularize the projects, already taken up or under implementation without having obtained prior Environmental Clearance in terms of the provisions of the EIA Notification, 2006 and are therefore identified in violation of the same. The said Notification had given a six months window period i.e. 14.03.2017 to 13.09.2017 for submission of such proposals. Further, Hon'ble High Court of Madras vide order dated 14.03.2018 in the matter of W.M.P.Nos.3361 and 3362 of 2018 and W.M.P.No.3721 of 2018 in W.P.No.11189 of 2017, had provided one month additional window period i.e. 14.03.2018 to 13.04.2018 for submission of such proposals.

Apart of above window period, the MoEF had also received such proposals in between two window periods and which are pending in the Ministry. During the review meeting held on 18th November, 2020 regarding pending proposals of Violation Sector, Secretary, Ministry of Environment, Forest and Climate Change directed that category 'B' proposals shall be transferred to respective SEIAAs for appraisal under violation category following the provisions mentioned in the Notification dated 14th March, 2017 (Copy annexed at Page No.316-322).

MoEF had transferred 7 proposals to SEIAA Kerala in accordance with Ministry's Notification dated 8th March, 2018, OM No. Z-11013/22/2017-IA.II (M) dated 15th March, 2018 and OM No. 22-10/2019-IA.III dated 9th September, 2019 for taking further necessary action in the matter. (Proposals and their present status annexed at page no.314-315).

The 108th SEIAA meeting held on 22 & 23 March 2021 it was decided to hand over the letter of MoEF&CC with its enclosure to both SEAC and project proponents for necessary follow up action and the action was taken accordingly.

The 121st SEAC meeting held on 22, 23 & 27th of April 2021, it was requested to get the concerned files from MoEF& CC, Government of India. As per the above decision files have been called from Government of India.

Authority noted the follow up action taken.

Item No.110.21 Order dated 06-01-2021 in OA No.1/2021 registered Suo Motu by the Hon. NGT (SZ) – Joint Committee Appointed – SEIAA made Nodal Agency – Action taken so far– Reg. (File No. 84/A1/2021/SEIAA)

The Mathrubhumi Malayalam daily had reported in its edition dated 03-10-2020 that 30 lakh cubic metres of sand could be taken from Bharathapuzha. The Hon. National Green Tribunal, Southern Zone registered OA No.01 of 2021 Suo-Motu based on this newspaper report that contained allegation raised by environmentalists regarding their apprehension that if unscientific method of mining was allowed to continue in river basins it was likely to affect the riverine ecosystem and also to affect the ground water recharge level. In its order dated 06.01.2021 the Hon'ble NGT, appointed a Joint Committee comprising of 8 members as mentioned in the order to ascertain the various aspects observed by the Hon. NGT in the said order and to submit study report. Further it has been ordered that the SEIAA would be the nodal agency for co-ordination and also for providing necessary logistics for the purpose.

Action taken so far was discussed by SEIAA in its 108th meeting. The Authority suggested that a meeting of the Joint Committee had to be called on priority to collect input of all members of Joint Committee and also to suggest further course of action. The case came up for hearing on 16th April 2021. The Standing Counsel could satisfy the Court on further time requirement for filing report and the Court posted the matter to 28.05.2021. An online meeting of the Joint Committee held on 21.4.2021 discussed the matter. The committee also directed to Joint Commissioner, Land Revenue to prepare and file a final report before NGT after taking inputs from other members. Accordingly Joint Commissioner, Land Revenue has filed a final report.

Authority noted the action taken by both Joint Commissioner, Land Revenue and SEIAA and appreciated the same. Authority decided to issue a letter of appreciation to Joint Commissioner, Land Revenue for an appropriate timely action taken by him amidst his Covid related emergency responsibilities.

Item No.110.22 Constitution of one more SEAC as per the Notification of OM No:21-270/2008/1A-II dt 19.06.2013 of MoEF& CC-reg (File no. 2483/A1/2019/SEIAA)

As per the notification of MoEF& CC, Government of India no.SO 4913 (E) dated 19.09. a State Environment Impact Assessment Authority (SEIAA) and State Expert Appraisal Committee (SEAC) were constituted in the state for dealing with projects / matters falling under section 3 of Environment Protection Act 1986.

As per the notification of OM No. 21-270/2008/1A-II dt.19.06.2013 (Copy annexed at Page No.347-348) of MoEF& CC, Government of India, State Government may recommend MoEF to constitute one more SEAC, if there is enormous amount of Environmental Clearance (EC) applications. Hence as per the suggestions of Principal Secretary, Environment Department Hon'ble Chief Minister ordered to recommend MoEF constitute one more SEAC in the State.

Authority decided to recommend to the government for the formation of 2nd SEAC covering the northern districts of Kerala and in the meantime Director DoECC may be requested to develop the modalities for the functioning of 2nd SEAC.

PARIVESH FILES

CONSIDERATION/RECONSIDERATION OF ENVIRONMENTAL CLEARANCE

Item No.01 **Environmental Clearance for the building stone quarry project in Survey Nos. 104/16, 105/1, 104/19, 104/18, 104/20 of Venganellur Village, Thalappilly Taluk, Thrissur District, Kerala for an area of 4.9500 Ha. by Sri. Jacob Mathew, Managing Director, M/s Mangalath Granites Kerala Pvt. Ltd., (SIA/KL/MIN/128906/2019) (1524/EC2/2019/ SEIAA)**

Sri.Jacob Mathew Managing Director, M/s Mangalath Granites Kerala Private Limited, Venganellur P.O., Chelakara , Thrissur, Kerala submitted online application for Environmental Clearance on 03.12.2019 for the building stone quarry project in Survey Nos. 104/16, 105/1, 104/19, 104/18, 104/20 of Venganellur Village, Thalappilly Taluk, Thrissur District, Kerala for an area of 4.9500 hectares. The quarry was in operation with mine lease that expired on 19.06.2017. Currently there is no mining activities at site.

The Proposal was placed in the 108th meeting of SEAC held on 13th & 14th January 2020. The Committee directed the proponent to submit certain documents/details:

The Proposal was placed in the 111th meeting of SEAC held on 02nd to 04th June 2020. The Committee decided to invite the Proponent for presentation. The proposal was placed in the 113th meeting of SEAC held on 15 to 17th September 2020. The proponent and RQP were present. The RQP made the presentation. The Committee decided to direct the proponent to submit certain documents/details. A field inspection was also carried out on 14th October 2020 by a team of experts of SEAC and certain observations were made by the team.

The Proposal was placed in the 115th meeting of SEAC held on 03rd to 05th November 2020. The Committee discussed and approved the field inspection report. The Committee also decided to direct the proponent to submit certain additional documents/details. The Proposal was placed in the 117th meeting of SEAC held on 28th 30th December 2020. The Committee scrutinised the additional documents/details submitted by the proponent. Though the processing at the SEAC level has been completed, as per the judgment of the Hon'ble High Court of Kerala dt.21.12.2020, the Committee decided to

await the NGT order on the minimum distance criteria.

The Proposal was again placed in the 121st meeting of SEAC held on 22nd, 23rd & 27th April 2021. The Committee scrutinized the additional details submitted by the proponent. The Committee decided to recommend the issuance of EC with the specific condition that the commitment made through affidavit is strictly followed.

Authority noticed that the SEAC had appraised the proposal based on Form I, Pre-feasibility Report, additional details/documents obtained from the proponent during Appraisal, Mining Plan and the filed inspection report. After the due appraisal SEAC had recommend to issue EC subject to certain conditions.

Authority decided to issue EC initially for a period of 5 years for the quantity mentioned in the approved Mining Plan, subject to the following specific conditions in addition to the general conditions.

- 1. The proponent shall carry out quarrying as per the approved Mining Plan and the proponent should strictly follow the Kerala Minor Mineral Concession Rules 2015 and amendments thereby.*
- 2. As per OM no F.No.22-65/2017-IA.III dated 30th September 2020, under Corporate Environmental Responsibility (CER) the project Proponent shall prepare an Environment Management Plan (EMP) as directed by SEAC during appraisal , covering the issues to address the environmental problems in the project region, indicating both physical and financial targets year wise. The EMP shall be implemented in consultation with District Collector. The indicated cost for CER shall be 2% of the project cost depending upon the nature of activities proposed. The follow up action on implementation of CER shall be included in the half yearly compliance report which will be subjected to field inspection at regular intervals. A copy of the approved EMP shall be made available to the concerned Panchayat for information and implementation support.*
- 3. Considering the seriousness of COVID Pandemic in the state, the project Proponent shall carry out certain activities under Corporate Environmental responsibility (CER) leading to creation of temporary Covid care facilities and other related activities connected with managing the Covid pandemic in the state. This will be done in consultation with local self-governments and as per an action plan approved by District Collector and SEAC. The indicated cost for this purpose will be 50% of*

the CER cost estimated as above. The EMP may be modified to accommodate these activities in consultation with SEAC. The activities so implemented shall be shown in the half yearly completion report. A copy of the approved EMP shall be made available to the concerned Panchayat for information and implementation support.

- 4. In the wake of occurrence of large scale landslides in the state, as per the information provided by the Department of Mining & Geology, it is directed to use only NONEL (Non Electrical) technology for blasting to reduce the vibration of the ground, which is one of the causative factors that triggers landslides, formation of cracks in the surrounding buildings and disturbance to human and wildlife.*
- 5. As per the directions contained in the OM F.No.22-34/2018-IA.III dated 16th January 2020 issued by MoEF&CC, in obedience to the directions of the Honourable Supreme Court the Project Proponent shall, undertake re-grassing the mining area and any other area which may have been disturbed due to his mining activities and restore the land to a condition which is fit for growth of fodder, flora, fauna etc. The compliance of this direction shall be included in the half yearly compliance report which will be monitored by SEAC at regular intervals.*
- 6. The commitments made to SEAC during appraisal, through affidavits should be strictly followed.*
- 7. The EC period will be further extended to cover the project life as estimated by SEAC after a field inspection by SEAC to ensure that the Project Proponent has followed all EC conditions and there is no violation of any Act, Rules and Regulation applicable for quarrying.*
- 8. The proponent shall carry out the final quarry closure activities as proposed by Department of Mining and Geology at the site where he carried out quarrying operations from 2007 to 2017. Activities relating progressive and final closure of quarry at the present project site shall be carried out as per approved Mining Plan which will be reviewed at regular intervals. The non-compliance of the same may lead to cancellation of Environmental Clearance.*

Item No.02

Environmental Clearance for the mining of ordinary earth in Re survey no.36/10 in Velom village, Vadakara Taluk, Kozhikode District, Kerala from an area of 0.0876 ha of land by Smt.Nafeesa (SIA/KL/MIN/132197/2019) {1735/EC4/2019/SEIAA}

Smt.Nafeesa, D/o Kunhabdulla, Thazhe Nellarath House Ayancheri P.O, Kozhikode District, Kerala State-673 541 vide application dated 19/12/2019 has sought environmental clearance for the mining of ordinary earth project at Re. Sy No.36/10 in Velom Village,Vadakara Taluk, Kozhikode District, Kerala from an area of 0.0876 ha.

The proposal was placed in the 117th meeting of SEAC held on 28th,29th& 30th December 2020. A field inspection was also carried out on 20th January 2021 by a team of experts of SEAC and certain observations were made by the team.

Authority noted the action taken by SEAC in its 119th meeting held on 23rd,24th& 25th February 2021and the decision of SEIAA in its 108th meeting held on 22nd & 23rd March 2021.

The proposal was placed in the 121st meeting of SEAC held on 22nd, 23rd& 27th April 2021.SEAC took note of the observations made by SEIAA in its 108thmeeting and SEAC decided to recommend the issuance of EC subject to certain specific conditions.

Authority decided to issue EC for one year from the date of issue of permit from the Department of Mining & Geology for a quantity mentioned in the approved Mining Plan subject to the following specific conditions in addition to general conditions.

- 1. The proponent shall carry out quarrying as per the approved Mining Plan and the proponent should strictly follow the Kerala Minor Mineral Concession Rules 2015 and amendments thereby.*
- 2. Ensure proper maintenance of existing storm water drainages in the project area.*
- 3. Provide additional drainage facility to prevent stagnation of water during incidences of very high rainfall.*
- 4. The excavated soil shall not be used for filling the paddy fields or wetlands.*
- 5. As per OM no F.No.22-65/2017-IA.III dated 30th September2020, under Corporate Environmental Responsibility (CER) the project Proponent shall prepare an Environment Management Plan (EMP) as directed by SEAC during appraisal , covering the issues to address the environmental problems in the project region,*

indicating both physical and financial targets year wise. The EMP shall be implemented in consultation with District Collector. The indicated cost for CER shall be 2% of the project cost depending upon the nature of activities proposed. The follow up action on implementation of CER shall be included in the half yearly compliance report which will be subjected to field inspection at regular intervals.. A copy of the approved EMP shall be made available to the concerned Panchayat for information and implementation support

- 6. Considering the seriousness of COVID Pandemic in the state, the project Proponent shall carry out certain activities under Corporate Environmental responsibility (CER) leading to creation of temporary Covid care facilities and other related activities connected with managing the Covid pandemic in the state. This will be done in consultation with local self-governments and as per an action plan approved by District Collector and SEAC. The indicated cost for this purpose will be 50% of the CER cost estimated as above. The EMP may be modified to accommodate these activities in consultation with SEAC. The activities so implemented shall be shown in the half yearly completion report. . A copy of the approved EMP shall be made available to the concerned Panchayat for information and implementation support*
- 7. As per the directions contained in the OM F.No.22-34/2018-IA.III dated 16th January 2020 issued by MoEF&CC, in obedience to the directions of the Honourable Supreme Court the Project Proponent shall, undertake re-grassing the mining area and any other area which may have been disturbed due to his mining activities and restore the land to a condition which is fit for growth of fodder, flora, fauna etc. The compliance of this direction shall be included in the half yearly compliance report which will be monitored by SEAC at regular intervals.*

Item No.03

Environmental Clearance for the mining of ordinary earth in Re survey no.36/10 in Velom village, Vadakara Taluk, Kozhikode District, Kerala from an area of 0.1064 ha of land by Smt.Nafeesa (SIA/KL/MIN/132416/2019) {1691/EC4/2019/SEIAA}

Smt.Nafeesa, D/o Kunhabdulla, Thazhe Nellarath House Ayancheri P.O, Kozhikode District, Kerala State-673 541 vide application dated 19/12/2019 has sought environmental clearance for the mining of ordinary earth project at Re. Sy No.36/10 in Velom Village,Vadakara Taluk, Kozhikode District, Kerala from an area of 0.1064 ha.

The proposal was placed in the 115th meeting of SEAC held on 03rd, 04th & 05th November 2020. The Committee decided to invite the proponent for presentation along with certain documents/details. The proposal was placed in the 116th meeting of SEAC held on 02nd, 03rd & 07th December 2020. The Committee decided to defer for next meeting.

The proposal was placed in the 117th meeting of SEAC held on 28th, 29th & 30th December 2020. The proponent and consultant were present. The consultant made the presentation. A field inspection was also carried out on 20th January 2021 by a team of experts of SEAC and certain observations were made by the team.

Authority noted the action taken by SEAC in its 119th meeting held on 23rd, 24th & 25th February 2021 and the decision of SEIAA in its 108th meeting of SEIAA held on 22nd & 23rd March 2021

The proposal was placed in the 121st meeting of SEAC held on 22nd, 23rd & 27th April 2021. SEAC took note of the observations made by SEIAA in its 108th meeting and Committee recommend to issue EC subject to the following specific conditions:

Authority decided to issue EC for one year from the date of issue of permit from the Department of Mining & Geology for a quantity mentioned in the approved Mining Plan subject to the following specific conditions in addition to general conditions.

- 1. The proponent shall carry out quarrying as per the approved Mining Plan and the proponent should strictly follow the Kerala Minor Mineral Concession Rules 2015 and amendments thereby.*
- 2. Ensure proper maintenance of existing storm water drainages in the project area.*
- 3. Provide additional drainage facility to prevent stagnation of water during incidences of very high rainfall.*
- 4. The excavated soil shall not be used for filling the paddy fields or wetlands.*
- 5. As per OM no F.No.22-65/2017-IA.III dated 30th September 2020, under Corporate Environmental Responsibility (CER) the project Proponent shall prepare an Environment Management Plan (EMP) as directed by SEAC during appraisal , covering the issues to address the environmental problems in the project region, indicating both physical and financial targets year wise. The EMP shall be implemented in consultation with District Collector. The indicated cost for CER*

shall be 2% of the project cost depending upon the nature of activities proposed. The follow up action on implementation of CER shall be included in the half yearly compliance report which will be subjected to field inspection at regular intervals.. A copy of the approved EMP shall be made available to the concerned Panchayat for information and implementation support

- 6. Considering the seriousness of COVID Pandemic in the state, the project Proponent shall carry out certain activities under Corporate Environmental responsibility (CER) leading to creation of temporary Covid care facilities and other related activities connected with managing the Covid pandemic in the state. This will be done in consultation with local self-governments and as per an action plan approved by District Collector and SEAC. The indicated cost for this purpose will be 50% of the CER cost estimated as above. The EMP may be modified to accommodate these activities in consultation with SEAC. The activities so implemented shall be shown in the half yearly completion report. . A copy of the approved EMP shall be made available to the concerned Panchayat for information and implementation support*
- 7. As per the directions contained in the OM F.No.22-34/2018-IA.III dated 16th January 2020 issued by MoEF&CC, in obedience to the directions of the Honourable Supreme Court the Project Proponent shall, undertake re-grassing the mining area and any other area which may have been disturbed due to his mining activities and restore the land to a condition which is fit for growth of fodder, flora, fauna etc. The compliance of this direction shall be included in the half yearly compliance report which will be monitored by SEAC at regular intervals.*

Item No.04 **Environmental Clearance for the mining of ordinary earth in Re survey no.36/9 in Velom village, Vadakara Taluk, Kozhikode District, Kerala from an area of 0.7928 ha of land by Sri.Nizar (SIA/KL/MIN/132450/2019) {1624/EC4/2019/SEIAA}**

Sri.Nizar, S/o Kunhabdulla, Thazhe Nellarath House Ayancheri P.O, Kozhikode District, Kerala State-673 541 vide application dated 19/12/2019 has sought environmental clearance for the mining of ordinary earth project at Re. Sy No.36/9 in Velom Village,Vadakara Taluk, Kozhikode District, Kerala from an area of 0.7928 ha.

The proposal was placed in the 117th meeting of SEAC held on 28th, 29th & 30th December 2020. A field inspection was also carried out on 20th January 2021 by a team of experts of SEAC and certain observations were made by the team.

Authority noted the action taken by SEAC in its 119th meeting held on 23rd, 24th & 25th February 2021 and the decision of SEIAA in its 108th meeting of SEIAA held on 22nd & 23rd March 2021.

The proposal was placed in the 121st meeting of SEAC held on 22nd, 23rd & 27th April 2021. SEAC took note of the observations made by SEIAA in its 108th meeting and Committee recommend to issue EC subject to the following specific conditions:

Authority decided to issue EC for one year from the date of issue of permit from the Department of Mining & Geology for a quantity mentioned in the approved Mining Plan subject to the following specific conditions in addition to general conditions.

- 1. The proponent shall carry out quarrying as per the approved Mining Plan and the proponent should strictly follow the Kerala Minor Mineral Concession Rules 2015 and amendments thereby.*
- 2. Ensure proper maintenance of existing storm water drainages in the project area.*
- 3. Provide additional drainage facility to prevent stagnation of water during incidences of very high rainfall.*
- 4. The excavated soil shall not be used for filling the paddy fields or wetlands.*
- 5. As per OM no F.No.22-65/2017-IA.III dated 30th September 2020, under Corporate Environmental Responsibility (CER) the project Proponent shall prepare an Environment Management Plan (EMP) as directed by SEAC during appraisal , covering the issues to address the environmental problems in the project region, indicating both physical and financial targets year wise. The EMP shall be implemented in consultation with District Collector. The indicated cost for CER shall be 2% of the project cost depending upon the nature of activities proposed. The follow up action on implementation of CER shall be included in the half yearly compliance report which will be subjected to field inspection at regular intervals. A copy of the approved EMP shall be made available to the concerned Panchayat for information and implementation support*

6. *Considering the seriousness of COVID Pandemic in the state, the project Proponent shall carry out certain activities under Corporate Environmental responsibility (CER) leading to creation of temporary Covid care facilities and other related activities connected with managing the Covid pandemic in the state. This will be done in consultation with local self-governments and as per an action plan approved by District Collector and SEAC. The indicated cost for this purpose will be 50% of the CER cost estimated as above. The EMP may be modified to accommodate these activities in consultation with SEAC. The activities so implemented shall be shown in the half yearly completion report. . A copy of the approved EMP shall be made available to the concerned Panchayat for information and implementation support*
7. *As per the directions contained in the OM F.No.22-34/2018-IA.III dated 16th January 2020 issued by MoEF&CC, in obedience to the directions of the Honourable Supreme Court the Project Proponent shall, undertake re-grassing the mining area and any other area which may have been disturbed due to his mining activities and restore the land to a condition which is fit for growth of fodder, flora, fauna etc. The compliance of this direction shall be included in the half yearly compliance report which will be monitored by SEAC at regular intervals.*

Item No.05 Environmental Clearance for Laterite building stone quarry project in Sy No 2/3 in Potta Village, Chalakkudi Taluk, Thrissur District, Kerala for an area of 0.0904 Ha by Sri.Harshan (SIA/KL/MIN/134531/2020) (1836/EC6/2020/ SEIAA)

Sri.Harshan, Thumbharathi House, Potta P.O, Chalakkudi Thrissur -680722 submitted online application for Environmental Clearance on 02.01.2020 for Laterite Building Stone Quarry project in Survey No-2/3 , in Potta Village, Chalakudy Taluk, Thrissur District, Kerala for an area of 0.0904 Ha. The total production capacity is 2,373 Tonnes/Annum.

The Proposal was placed in the 121st meeting of SEAC held on 22nd, 23rd & 27th April 2021. The Committee scrutinized the proposal submitted by the proponent and decided to reject the proposal for non-compliance of the existing minimum distance criteria.

Authority accepted the recommendation of SEAC to reject the proposal and decided to inform the same to Project Proponent quoting reasons for rejection.

Item No.06 Environmental Clearance for the proposed granite building stone quarry project at Re. Sy No.7/1 in Puthur Village, Thalassery Taluk, Kannur District, Kerala over an area of 1.7733 Ha. (SIA/KL/MIN/137709/2020) {1650/EC4/2020/SEIAA}

Mr.Thayyullathil Chambolan Sreedharan, TC-Nivas, Cheruparamba, Via-Thuvakkunnu, Kannur-670693 vide application dated 22/01/2020 has sought environmental clearance for the proposed building stone quarry project at Re. Sy No.7/1 in Puthur Village, Thalassery Taluk, Kannur District, Kerala over an area of 1.7733 Ha.

The proposal was placed in the 115th SEAC meeting held on 03rd, 04th and 05th November 2020. The Committee decided to invite the proponent for presentation along with certain documents/details. The proponent submitted documents online on 05.12.2020

The proposal was placed in the 117th meeting of SEAC held on 28th, 29th and 30th December 2020. The Project Proponent made a presentation. A field inspection was also carried out on 12th February 2021 by a team of experts of SEAC and certain observations were made by the team.

The proposal was placed in the 119th meeting of SEAC held on 23rd, 24th and 25th February 2021. The field inspection report was discussed and approved. The proponent was directed to submit certain additional details/documents. The proponent submitted the same online on 18.03.2021.

The proposal was placed in the 120th meeting of SEAC held on 24th, 25th and 26th March 2021. The Committee scrutinized the additional details submitted by the proponent. The Committee decided to direct the proponent to submit certain additional documents /details. *The proponent submitted the documents online on 17.04.2021.*

The proposal was placed in the 121st meeting of SEAC held on 22nd, 23rd and 27th April 2021. The Committee scrutinized the additional details submitted by the proponent. The Committee decided to recommend the issuance of EC for the Project Life of 10 years subject to the following specific conditions:

a. Retaining wall of height 2m should be provided for the dumping site

- b. The garland drain and outflow channel should be provided with intermittent silt traps and it should be maintained periodically by removing the obstructions and silt deposits, if any.
- c. The transportation of mined material should be prevented during the peak hours in the forenoon and afternoon.
- d. Sprinkling of water should be done on the unsurfaced road prior to each truck movement.

Authority noticed that the SEAC had appraised the proposal based on Form I, Pre-feasibility Report, additional details/documents obtained from the proponent during Appraisal, Mining Plan and the filed inspection report. After the due appraisal SEAC had recommend to issue EC subject to certain conditions.

Authority decided to issue EC initially for a period of 5 years for the quantity mentioned in the approved Mining Plan subject to the following specific conditions in addition to the general conditions.

- 1. The proponent shall carry out quarrying as per the approved Mining Plan and the proponent should strictly follow the Kerala Minor Mineral Concession Rules 2015 and amendments thereby.*
- 2. Retaining wall of height 2m should be provided for the dumping site*
- 3. The garland drain and outflow channel should be provided with intermittent silt traps and it should be maintained periodically by removing the obstructions and silt deposits, if any.*
- 4. The transportation of mined material should be prevented during the peak hours in the forenoon and afternoon.*
- 5. Sprinkling of water should be done on the unsurfaced road prior to each truck movement.*
- 6. As per OM no F.No.22-65/2017-IA.III dated 30th September2020, under Corporate Environmental Responsibility (CER) the project Proponent shall prepare an Environment Management Plan (EMP) as directed by SEAC during appraisal , covering the issues to address the environmental problems in the project region, indicating both physical and financial targets year wise. The EMP shall be implemented in consultation with District Collector. The indicated cost for CER shall be 2% of the project cost depending upon the nature of activities proposed. The follow up action on implementation of CER shall be included in the half yearly compliance report which will be subjected to field inspection at regular intervals.A*

copy of the approved EMP shall be made available to the concerned Panchayat for information and implementation support

- 7. Considering the seriousness of COVID Pandemic in the state, the project Proponent shall carry out certain activities under Corporate Environmental responsibility (CER) leading to creation of temporary Covid care facilities and other related activities connected with managing the Covid pandemic in the state. This will be done in consultation with local self-governments and as per an action plan approved by District Collector and SEAC. The indicated cost for this purpose will be 50% of the CER cost estimated as above. The EMP may be modified to accommodate these activities in consultation with SEAC. The activities so implemented shall be shown in the half yearly completion report. A copy of the approved EMP shall be made available to the concerned Panchayat for information and implementation support*
- 8. In the wake of occurrence of large scale landslides in the state, as per the information provided by the Department of Mining & Geology, it is directed to use only NONEL (Non Electrical) technology for blasting to reduce the vibration of the ground, which is one of the causative factors that triggers landslides, formation of cracks in the surrounding buildings and disturbance to human and wildlife.*
- 9. As per the directions contained in the OM F.No.22-34/2018-IA.III dated 16th January 2020 issued by MoEF&CC, in obedience to the directions of the Honourable Supreme Court the Project Proponent shall, undertake re-grassing the mining area and any other area which may have been disturbed due to his mining activities and restore the land to a condition which is fit for growth of fodder, flora, fauna etc. The compliance of this direction shall be included in the half yearly compliance report which will be monitored by SEAC at regular intervals.*
- 10. The EC period will be further extended to cover the project life as estimated by SEAC after a field inspection by SEAC to ensure that the Project Proponent has followed all EC conditions and there is no violation of any Act, Rules and Regulation applicable for quarrying.*
- 11. Authority noticed that there is one more quarry functioning in the locality within 500 mts from the project site, leading to a cluster situation. Hence as per EIA notification 2006, an Environment Management Plan has to be prepared to treat the entire area in the cluster, within 6 months by the Project Proponent to the satisfaction of SEAC and both the quarry owners should carry out the activities proposed in the EMP for treating the entire area as one unit, to ensure the environmental stability in the*

project locality. The cost involved in the preparation of EMP and its implementation of activities shall be shared by both the quarry owners in the cluster. The compliance of the same shall be reported in the half yearly report which will be monitored by SEAC at regular intervals.

Item No.07 Environmental Clearance for the proposed granite building stone quarry project at Re. Sy Block No.2 Re Survey 114pt, of Chekkyad Village, Vadakara Taluk, Kozhikode District, Kerala over an area of 3.8680 Ha. (SIA/KL/MIN/140734/2020) {1429/EC3/2019/SEIAA}

Mr.Kunhiraman M.P, S/o Chathu, Arayakkandy House, Muliylilnada, Thiruvangad P.O, Kannur-670103 vide application dated 05/02/2020 has sought environmental clearance for the proposed building stone quarry project at Re. Sy Block No.2,Re Survey No.114 pt, in Chekkyad Village, Vadakara Taluk, Kozhikode District, Kerala over an area of 3.8680Ha.

The proposal was placed in the 115th SEAC meeting held on 03rd,04th and 05th November 2020. The Committee decided to invite the proponent for presentation along with certain documents/details. The proponent submitted documents online on 14.01.2021

The proposal was placed in the 118th meeting of SEAC held on 01st,02nd& 03rd February 2021. The Committee scrutinized the additional documents/details submitted by the proponent and decided to invite the proponent for presentation. The proposal was placed in the 119th meeting of SEAC held on 23rd,24th& 25th February 2021. The proponent and RQP were present. The RQP made the presentation. A field inspection was also carried out on 11th April 2021 by a team of experts of SEAC and certain observations were made by the team.

The proposal was placed in the 121st meeting of SEAC held on 22nd,23rd and 27th April 2021. The Committee discussed and accepted the Field Inspection Report and decided to reject the proposal for the following reasons:

- 1) A high hazard zone is situated on north-east, eastern part of the proposed project area which is at higher elevation than the project area
- 2) Part of the project area falls in medium hazard zone and high hazard zone is about 20m. East of BP2.
- 3) General slope is high and the same is 40° along section A-A1

4) There is a big boulder on the southern side of BP 1 breaking of which may pose serious environmental problems.

5) Removal of top soil and trees in the project area especially near BP 1 and BP2 may affect the area already under high hazard zone and may cause land slide.

6) Even though the area on the southern side is uninhabited, mining in the proposed project area may cause land slide and adversely affect the environmental system of the area.

Authority accepted the recommendation of SEAC to reject the proposal and decided to inform the same to Project Proponent quoting reasons for rejection.

Item No.08 Environmental Clearance for Laterite building stone quarry project in Re - Survey No.166/15, 157/7-260, 166/14, 166/17 in Kuruva Village, Perinthalmanna Taluk, Malappuram District, Kerala for an extent of 0.7598Ha by Sri.Muhammed Shafi C. T. (SIA/KL/MIN/141204/2020) (1802/EC6/2020/ SEIAA)

Sri.Muhammed Shafi C. T., Chakkingathodi House, Pang South P. O, Kulathoor Via, Malappuram District Kerala- 679 338 submitted online application for Environmental Clearance on 06.02.2020 for Laterite Building Stone Quarry project in Re - Survey No.166/15, 157/7-260, 166/14, 166/17 in Kuruva Village, Perinthalmanna Taluk, Malappuram District, Kerala for an extent of 0.7598Ha. The total production capacity is 59834 MT. The project cost is Rs.48 lakh.

The Proposal was placed in the 121st meeting of SEAC held on 22nd, 23rd & 27th April 2021. The Committee scrutinized the proposal submitted by the proponent and decided to reject the proposal for non-compliance of the existing minimum distance criteria.

Authority accepted the recommendation of SEAC to reject the proposal and decided to inform the same to Project Proponent quoting reasons for rejection.

Item No.09

Environmental Clearance for the proposed granite building stone quarry project at Re. Sy No.93 in Raroth Village, Thamarassery Taluk, Kozhikode District, Kerala over an area of 2.0040 Ha. (SIA/KL/MIN/143722/2020) {1328/EC1/2019/SEIAA}

Mr.Aby Joy Pottas, Managing Partner,M/s Sion Exim Corp,(Registration No.4762/2017) T.P 7/940,Pandialackal Shopping Complex, Thamarassery P.O,Kozhikode-673573 vide application dated 18/02/2020 has sought environmental clearance for the proposed building stone quarry project at Re. Sy No.93 in Raroth Village, Thamarassery Taluk, Kozhikode District, Kerala over an area of 2.0040 Ha.

The proposal was placed in the 115th SEAC meeting held on 03rd,04th and 05th November 2020. The Committee decided to invite the proponent for presentation along with certain documents/details. The proponent submitted documents online on 27.11.2020

The proposal was placed in the 117th meeting of SEAC held on 28th,29th and 30th December 2020. The proponent and consultant were present. The consultant made the presentation. A field inspection was also carried out on 20th January 2021 by a team of experts of SEAC and certain observations were made by the team.

The proposal was placed in the 119th meeting of SEAC held on 23rd,24th and 25th February 2021. The Committee discussed and accepted the Field Inspection Report and decided to direct the proponent to submit certain documents/details. *The proponent has submitted the documents online on 17.03.2021.*

The proposal was placed in the 121st meeting of SEAC held on 22nd,23rd and 27th April 2021.The Committee scrutinized the additional details submitted by the proponent. The Committee decided to recommend the issuance of EC subject to certain specific condition in addition to the general conditions.

Authority noticed that the SEAC had appraised the proposal based on Form I, Pre-feasibility Report, additional details/documents obtained from the proponent during Appraisal, Mining Plan and the filed inspection report. After the due appraisal SEAC had recommend to issue EC subject to certain conditions.

Authority decided to issue EC initially for a period of 5 years for the quantity mentioned in the approved Mining Plan subject to the following specific conditions in addition to the general conditions.

1. *The proponent shall carry out quarrying as per the approved Mining Plan and the proponent should strictly follow the Kerala Minor Mineral Concession Rules 2015 and amendments thereby.*
2. *As per the survey map certified by the village officer no residential building/house is situated within 200 mts radius of the proposed lease boundary. As directed by SEAC Proponent should give a Sworn in affidavit to the effect that an unoccupied house within 20 meter will be demolished & proof submitted. The Project Proponent shall ensure that no quarrying operation is carried out within 200 mts distance of any residential building.*
3. *As per OM no F.No.22-65/2017-IA.III dated 30th September 2020, under Corporate Environmental Responsibility (CER) the project Proponent shall prepare an Environment Management Plan (EMP) as directed by SEAC during appraisal , covering the issues to address the environmental problems in the project region, indicating both physical and financial targets year wise. The EMP shall be implemented in consultation with District Collector. The indicated cost for CER shall be 2% of the project cost depending upon the nature of activities proposed. The follow up action on implementation of CER shall be included in the half yearly compliance report which will be subjected to field inspection at regular intervals. A copy of the approved EMP shall be made available to the concerned Panchayat for information and implementation support.*
4. *Considering the seriousness of COVID Pandemic in the state, the project Proponent shall carry out certain activities under Corporate Environmental responsibility (CER) leading to creation of temporary Covid care facilities and other related activities connected with managing the Covid pandemic in the state. This will be done in consultation with local self-governments and as per an action plan approved by District Collector and SEAC. The indicated cost for this purpose will be 50% of the CER cost estimated as above. The EMP may be modified to accommodate these activities in consultation with SEAC. The activities so implemented shall be shown in the half yearly completion report. A copy of the approved EMP shall be made available to the concerned Panchayat for information and implementation support*
5. *The EC period will be further extended to cover the project life as estimated by SEAC after a field inspection by SEAC to ensure that the Project Proponent has followed all EC conditions and there is no violation of any Act, Rules and Regulation applicable for quarrying.*

6. *In the wake of occurrence of large scale landslides in the state, as per the information provided by the Department of Mining & Geology, it is directed to use only NONEL (Non Electrical) technology for blasting to reduce the vibration of the ground, which is one of the causative factors that triggers landslides, formation of cracks in the surrounding buildings and disturbance to human and wildlife.*
7. *As per the directions contained in the OM F.No.22-34/2018-IA.III dated 16th January 2020 issued by MoEF&CC, in obedience to the directions of the Honourable Supreme Court the Project Proponent shall, undertake re-grassing the mining area and any other area which may have been disturbed due to his mining activities and restore the land to a condition which is fit for growth of fodder, flora, fauna etc. The compliance of this direction shall be included in the half yearly compliance report which will be monitored by SEAC at regular intervals.*
8. *Activities relating progressive and final closure of quarry shall be carried out as per approved Mining Plan which will be reviewed at regular intervals. The noncompliance of the same may lead to cancellation of Environmental Clearance.*
9. *SEAC field report states that there is an abandoned quarry next to the present quarry site which is deep and without any safeguards. If this quarry site belongs to the Project Proponent he shall take steps for the final closure of the site as directed by Department of Mining and Geology while issuing lease permit. If the site does not belong to him he should inform the District Collector providing the details of the concerned Project Proponent so that District collector will take appropriate punitive steps for non-closure of the quarry and action for closure of the quarry to avoid the mishaps if any.*

Item No.10

Environmental Clearance for the Proposed Laterite (Building Stone) Quarry in Re-Survey No. 7/2 of Koppam Village, Pattambi Taluk, Palakkad District, Kerala (SIA/KL/MIN/46290/2019, 1493/EC1/2019/SEIAA)

Shri.Sameer Ali, Chakkingathodi House, Oorakam.P.O., Karathode, Malappuram-676519, submitted application for Environmental Clearance via PARIVESH on 12.11.2019 for the Proposed Laterite (Building Stone) Quarry in Re-Survey No. 7/2 of Koppam Village, Pattambi Taluk, Palakkad District, Kerala for an extent of 0.3500 ha under B2 category.

The proposal was placed in the 113th SEAC meeting held on 15th – 17th September 2020. The proponent was present. The RQP made the presentation. The Committee decided to direct the proponent to submit certain additional documents/details. A field inspection was also carried out on 27th October 2021 by a team of experts of SEAC and certain observations were made by the team.

The proposal was placed in the 116th SEAC meeting held on 15th – 17th September 2020. The Committee discussed and accepted the Field Inspection Report. The Committee decided to direct the proponent to submit certain additional documents/details:

The proposal was placed in the 121st SEAC meeting held on 22nd, 23rd and 27th of April, 2021. The Committee scrutinized the additional details submitted by the proponent. The Committee decided to recommend the issuance of EC for two years subject to the specific condition that excavation will be limited to a depth of 3 meters.

Authority decided to issue EC for one year from the date of issue of permit from the Department of Mining & Geology for a quantity mentioned in the approved Mining Plan subject to the following specific conditions in addition to general conditions.

- 1. The proponent shall carry out quarrying as per the approved Mining Plan and the proponent should strictly follow the Kerala Minor Mineral Concession Rules 2015 and amendments thereby.*
- 2. Excavation will be limited to a depth of 3 meters.*
- 3. As per OM no F.No.22-65/2017-IA.III dated 30th September 2020, under Corporate Environmental Responsibility (CER) the project Proponent shall prepare an Environment Management Plan (EMP) as directed by SEAC during appraisal , covering the issues to address the environmental problems in the project region, indicating both physical and financial targets year wise. The EMP shall be implemented in consultation with District Collector. The indicated cost for CER shall be 2% of the project cost depending upon the nature of activities proposed. The follow up action on implementation of CER shall be included in the half yearly compliance report which will be subjected to field inspection at regular intervals. A copy of the approved EMP shall be made available to the concerned Panchayat for information and implementation support*
- 4. Considering the seriousness of COVID Pandemic in the state, the project Proponent shall carry out certain activities under Corporate Environmental responsibility (CER) leading to creation of temporary Covid care facilities and other related*

activities connected with managing the Covid pandemic in the state. This will be done in consultation with local self-governments and as per an action plan approved by District Collector and SEAC. The indicated cost for this purpose will be 50% of the CER cost estimated as above. The EMP may be modified to accommodate these activities in consultation with SEAC. The activities so implemented shall be shown in the half yearly completion report. A copy of the approved EMP shall be made available to the concerned Panchayat for information and implementation support.

- 5. As per the directions contained in the OM F.No.22-34/2018-IA.III dated 16th January 2020 issued by MoEF&CC, in obedience to the directions of the Honourable Supreme Court the Project Proponent shall, undertake re-grassing the mining area and any other area which may have been disturbed due to his mining activities and restore the land to a condition which is fit for growth of fodder, flora, fauna etc. The compliance of this direction shall be included in the half yearly compliance report which will be monitored by SEAC at regular intervals.*

Item No.11

Environmental Clearance for Mining and mineral separation in mineral Block-III of M/s. Kerala Minerals and Metals Ltd. at Panmana & Chavara Villages, Karungapally Taluk, Kollam District, Kerala(SIA/KL/MIN/54836/2019, 1796/EC2/2020/SEIAA)

The Kerala Minerals and Metals Ltd. (A Govt. of Kerala Undertaking) Mineral Separation Unit, Kovilthomam. Chavara, Kollam - 691583. Kerala., has applied for Environmental clearance for Mining and mineral separation of mineral in Block-III over an extent of 88.119 ha. at Panmana & Chavara Villages, Karunagapally Taluk, Kollam District, Kerala. The application was received on 29/09/2020.

The minerals mined are Ilmenite, Rutile, Zircon, Sillimanite and Monazite. These are classified as atomic minerals as per Schedule-I of Mines and Minerals (Development & Regulation) Act, 1957 and concessions/licenses are issued based on Atomic Minerals Concession Rules, 2016.

The proposal includes renewal of mining lease and enhancement of mineral sand production from 2, 50,000 TPA to 7, 50,000 TPA in Block III and physical separation of minerals at Mineral Separation plant (MSP).

The method of mining is semi mechanised inland mining and beach wash collection through scrapping. In beach washing collection, only sand that has been brought in by wave

action is collected. The block has cyclonic spiral pre-concentrating plants. The mined material is pre- concentrated at the mining area before transportation to MSP. The separation is through physical process and no chemicals are used. The various activities in the MSP include: Wet mill process, Fluidised bed dryer, Dry mill, Electrostatic precipitators, Magnetic separators, Rutile Recovery Plant, Zircon Sillimanite Plant.

The proposal was placed in the 114th meeting of SEAC, Kerala held on 6th – 8th October 2020. The proponent was invited for presentation. The proposal was placed in the 116th meeting of SEAC Kerala held on 2nd, 3rd and 7th December, 2020. The proponent and consultant were present. The consultant made the presentation. The Committee entrusted Shri.K.Krishna Panicker & Shri.M.Dileep Kumar for the field inspection and decided to direct the proponent to submit the following additional documents/details:

- i) CD of public hearing
- ii) Report of PCB relating to KMML and also Kerala Govt. decision regarding mining by KMML
- iii) A revised plan in place of the afforestation of coastal area with Casuarina

Field Inspection Report and decided to direct the proponent to submit the following documents/details:

- 1) An affidavit ensuring that mining will be done as per approved mining plan only.
- 2) Detailed reply to queries raised by public in the Public hearing held on 25-03-2017.
- 3) Details of Mineral Concentration Unit and its effect on vehicle movement in the mining area.
- 4) Revised damage assessment plan and natural resource augmentation plan with sustainable activities for rejuvenating the land and environment.
- 5) Detailed plan for simultaneous refilling of mined out area.
- 6) A brief note on the site specific R& R programme envisaged for Block III of the mining area.
- 7) Detailed plan for harnessing solar energy to meet power requirement in the Plant and mining area. May also consider providing post type solar yard lighting system in the entire area.
- 8) Plan for developing the eastern side of the 'mined area in to an ecotourism destination. KMML may engage Kudumbashree and BMC to develop a mangrove forest there.
- 9) Revised EMP incorporating the specific CER activities in physical terms to be undertaken by the proponent in consultation with the stakeholders as stipulated in the

OM No.22-65/2017-IA.III dated 30/09/2020 and OM No. 22-65/2017-IA.III dated 20/10/2020 of the MoEF&CC, GOI

10) An affidavit with a specific plan for rain water recharging of local ground water table in the mining area, for ensuring availability of water in the shallow wells in the area.

11) An Affidavit for conducting Action Research on 'rejuvenating ground water' in post mine area, preferably by engaging students of nearby Colleges.

12) An affidavit showing time line, committing that the existing unfilled mined areas will be refilled and the Sand Dunes of waste sand available in the site, will be flattened, in order to make the land suitable for tree planting and maintaining the normal topography of the area.

13) An affidavit and a properly designed afforestation plan with local species of plants, in the mined out area as well in the nearby areas, by selecting suitable additional land in consultation with Grama Panchayat for compensatory afforestation.

The proposal was placed in the 118th meeting of SEAC held on 1st, 2nd&3rd February, 2021 and 120th meeting of SEAC held on 24-26, March, 2021. The Committee decided to Deferred for further scrutiny. The proposal was placed in the 121st meeting of SEAC held on 22nd, 23rd and 27th April, 2021. The Committee scrutinized the following remediation and natural resource augmentation plan submitted by the proponent:

i) Damage Remediation Plan

- a. Air environment :Rs 0.15 Crore
- b. Noise Environment : Rs 0.06 Crore
- c. Land Environment, Ecology, Flora etc : Rs. 14.86 Crore
- d. Hydrogeology : Rs 0.15 Crore
- e. Coastal Erosion : Rs 4.00 Crore

Total Rs 19.43 Crore

ii) Natural resource augmentation plan

- a. Water Conservation : Rs 0.15 Crore
- b. Rehabilitation of Mined land : Rs 3.00 Crore
- c. Energy Conversation : Rs 0.30 Crore

Total Rs. 3.45 Crore

iii) Community resource augmentation plan

- a. Education Support : Rs 0.25 Crore

b. Medical Support : Rs.0.40 Crore

c. Employment Generation : Rs 0.15 Crore

Total Rs. 0.80 Crore

Grand Total Rs. 23.47 Crore

The Committee decided to accept the remediation and natural resource augmentation plan at a total cost of Rs 23.47 crore. SEAC suggested that implementation of the plan will be monitored by a committee under the chairmanship of the District Officer, Kollam of State Pollution Control Board with representatives of concerned Local Self Governments. Representative of the company will be the convenor of the committee. This committee will meet once in three months and monitor progress of implementation of remediation plan. Proceedings of the committee will be attached to the compliance reports.

On furnishing bank guarantee for Rs 23.47 crores valid for five years to the Kerala State Pollution Control Board, SEAC recommended for environmental clearance with the following special conditions.

- 1) Mining shall be done as per approved mining plan only.
- 2) Time bound action for redressing issues raised by public in the Public hearing held on 25-03- 2017.
- 3) Action for simultaneous refilling of mined out area.
- 4) Action for implementing the site specific R& R programme envisaged for Block III of the mining area.
- 5) Action for harnessing solar energy to meet power requirement in the Plant and mining area.
- 6) Action for developing the eastern side of the 'mined area in to an ecotourism destination by engaging Kudumbashree and BMC, to develop a mangrove forest there.
- 7) Action for ensuring EMP incorporating the specific CER activities in physical terms to be undertaken by the proponent in consultation with the stakeholders as stipulated in the OM No.22-65/2017-IA.III dated 30/09/2020 and OM No. 22-65/2017-IA.III dated 20/10/2020 of the MoEF&CC, GOI
- 8) Action for implementing the specific plan proposed for rain water recharging of local ground water table in the mining area, for ensuring availability of water in the shallow wells in the area.

9) Action for implementing the specific plan proposed for conducting Action Research on 'rejuvenating ground water' in post mine area, preferably by engaging students of nearby Colleges.

10) Action for implementing the specific plan proposed with the time line, committed for the existing unfilled mined areas to be refilled and the Sand Dunes of waste sand available in the site, will be flattened, in order to make the land suitable for tree planting and maintaining the normal topography of the area.

11) Action for implementing the afforestation plan with native species of plants / trees like Thespesia and Callophyllum, in the mined out area, as well in the nearby areas, by selecting suitable additional land in consultation with Grama Panchayat for compensatory afforestation.

Authority noticed that:

1. The time limit for lease deed execution had expired on 23rd October 2020. KMML had already approached Government to extend time limit vide their letter no KMML/MS/Mines/37/2020/138 dated 14-08-2020.
2. The validity of mining plan approved by Atomic Minerals Directorate for Exploration and Research, Hyderabad had expired . The EC can be issued only with the approved mining plan.
3. The project site comes under CRZ 1B, III, and IV area of Neendakara- Kayamkulam Belt. KCZMA has recommended the project for CRZ clearance and is valid only up to 24-01-2021. Hence clearance from KCZMA shall be obtained.
4. The ToR for the project was approved by MoEF&CC and in the approved TOR it was clearly mentioned that the project comes under the violation category and hence the violation proceedings have to be initiated under EIA notification 2006. The steps involved in violation proceedings are as follows
 - (a) In case of violation action will be taken against the Project Proponent by the respective State or State Pollution Control Board (SPCB) under the provisions of section 19 of the Environment (Protection) Act, 1986 and further no consent to operate or occupancy certificate will be issued till the project is granted

Environmental Clearance.(S.O.804(E) of MoEF&CC dated 14th March 2017)

- (b) State level expert appraisal committee (SEAC) should visit the site and decide whether the project can run sustainably under compliance of environmental norms with adequate safeguards, if so SEAC should prescribe appropriate Terms of Reference for carrying out an Environment Impact Assessment (EIA) Study and for the preparation of Environment Management Plan (EMP). The SEAC shall stipulate implementation of EMP comprising remediation plan and natural and community resource augmentation plan corresponding to the ecological damage assessed and economic benefit derived due to violation as a condition of Environmental Clearance.(S.O.1030 (E) of MoEF&CC dated 8th March 2018)
- (c) The Project Proponent will be required to submit a bank guarantee equivalent to the amount of remediation plan and natural and community resource augmentation plan with State Pollution Control Board and the quantification will be recommended by SEAC and finalized by Regulatory Authority. The bank guarantee shall be deposited prior to the grant of EC and will be released after successful implementation of the remediation plan and natural and community resource augmentation plan and after the recommendation by the regional office of MoEF&CC, SEAC and Regulatory Authority. .(S.O.1030 (E) of MoEF&CC dated 8th March 2018)

Authority noticed that action has been taken under item no(b) above and the actions have to be taken under item no (a) &(c) above. Authority decided to inform the KSPCB for taking action under item no (a) above and inform the Project Proponent for necessary follow up action under point no (c) above.

Authority decided to inform the Project Proponent to attend the observations under points 1-4 listed above, so that their project proposal can be considered for prior EC.

CONSIDERATION OF TOR PROPOSALS

Item No.01 **Application for ToR for Common Bio-Medical Waste Treatment Facility at Manthuruthy, Kanjikode West, Palakkad District, Kerala (SIA/KL/MIS/61115/2021 , 1882/EC1/2021/SEIAA**

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Item No.02 **Application for ToR for the granite building stone quarry project at Re-Survey Block No.56, Re-Survey No.382/1-2, 382/2, 383/1, 383/1-1 in Morayur Village, Kondotty Taluk, Malappuram District, Kerala for an extent of 5.0511 Ha (SIA/KL/MIN/45729/2019 , 1516/EC3/2019/SEIAA)**

Authority approved the ToR proposal.

Item No.03 **Application for Environmental Clearance for the Building Stone Quarry project at Kottangal Village & Panchayat, Mallappally Taluk, Pathanamthitta District, Kerala for an area of 9.7699 hectares by Sri.Naveen Philip Mathew, M/sPeegee Aggregates Pvt. Ltd. (SIA/KL/MIN/56114/2020, 1828/MIN/56114/2020)**

Environmental Clearance was issued by SEIAA to the quarry project at Kottangal Village & Panchayat, Mallappally Taluk, Pathanamthitta District, Kerala for an area of 9.7699 hectares by Sri.Naveen Philip Mathew, M/sPeegee Aggregates Pvt. Ltd. vide proceedings dated 10.08.2015. The validity expired on 09.08.2020. The Proponent submitted online application in PARIVESH for ToR vide Proposal No.SIA/KL/MIN/56114/2020.

The Proponent filed a WP(C) No.15507/2021 dated 02.11.2020 before the Hon'ble High Court, regarding the validity of EC. The physical file (No.244/SEIAA/EC4/974/2014) for revalidation is being processed by SEAC. The proposal was placed in the 118th SEAC meeting held on 1st, 2nd & 3rd FEBRUARY, 2021. The proponent and consultant were present. The consultant made the presentation. The Committee directed the proponent to submit

certain additional documents. The proposal (SIA/KL/MIN/56114/2020, 1828/EC1/2020/SEIAA) was placed in 121st SEAC meeting held on 1st, 2nd & 3rd FEBRUARY, 2021. Since this is considered as a revalidation case in file No.244/SEIAA/EC4/974/2014, the Committee decided to direct the proponent to withdraw the online application in proposal No.SIA/KL/MIN/56114/2020

Authority approved the withdrawal of online application as recommended by SEAC.

**Sd/-
Dr.H.NageshPrabhu IFS (Retd)
Chairman, SEIAA**

**Sd/-
Dr.V.Venu IAS
Member Secretary, SEIAA**

**Sd/-
Dr.Jayachandran.K
Member, SEIAA**