MINUTES OF THE 37TH MEETING OF THE STATE ENVIRONMENT IMPACT ASSESSMENT AUTHORITY (SEIAA) KERALA HELD ON 8TH MAY 2015 AT THE CHAMBER OF THE PRINCIPAL SECRETARY TO GOVERNMENT (ENVIRONMENT & FORESTS). GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.

Present

- 1. Prof. (Dr.) K. P. Joy, Chairman, SEIAA
- 2. Dr. J. Subhashini, Member, SEIAA
- 3. Sri. P. Mara Pandiyan I.A.S, Principal Secretary to Government & Member Secretary, SEIAA

The 37th meeting of SEIAA and the third meeting of the Authority as constituted by Notification No. dated 19-3-2015 was held from 10.30 a.m. onwards on 8-5-2015 in the chamber of the Principal Secretary to Government (Member Secretary, SEIAA).

Chairman presented a report of the workshop organised by the MoEF and the Quality Council of India (QCI) on 'Environment Impact Assessment- Challenges in India and way forward' on 25th April 2015 at New Delhi wherein he and the Member participated. A report on the proceedings of the workshop was also circulated, the recommendations of which are summarised as follows:

- *Online processing of applications for E.C should be started immediately*
- Strengthening of biodiversity impact assessment and management should be particularly noted in the EIA study
- "Induced impacts' should be taken in to account. For example, coming up of a slum after construction, waste management, quality of water after 5,6,10 years etc. In other words the approach needs to be changed into "life cycle impact assessment".
- Mitigation measures should be particularly noted in the E.C particularly in view of increased CO₂ production and climate change.
- *EIA* is related to the impact of the project, not the effect of the project.
- Chairman also expressed his concerns in the inordinate delay in the processing of projects and issue of ECs. He presented a paper explaining the various negative impacts of such a delay. In this connection, he presented a Time Schedule for quick processing of application. He also suggested that a hard copy of the minutes should

be given to the Chairman and members of SEAC soon after it is published on the website.

It was agreed to that the appraisal of projects shall take in to consideration of the above guidelines as well and recommendations and mitigation measures shall also be in accordance therewith.

Item 37.1 Confirmation of minutes of 36th SEIAA meeting

Confirmed

Item 37.2 Action taken Report on minutes of 36th meeting of SEIAA held on 09th April 2015.(File No. 4836/SEIAA/2014)

Noted

Item 37.3 Application for extension of validity of E.Cs issued to Sri. P.D. Vargheese for removal of ordinary earth in Sy.No. 13/1 at Thangalloor Village, Thrissur district (File No:226/EC/2014/SEIAA)

Validity of the E.C issued on 7-5-2014 is extended for six months from 8-5-2015. No further extension will be allowed.

Item 37.4 Application for Environmental Clearance directly sent to MoEF- E.Cs issued and cases returned to SEIAA by MoEF.

(1) As regards the E.CNo. J-11015/447/2014-IA.II (M) dated 12-03-2015 granted by the MoEF to M/s Mallelil Industries Pvt. Ltd, AttachakkalP.O,Konni, Pathanamthitta District, which was already rejected by SEIAA vide order dated 25-11-2014, against which Appeal No. 1/2015 filed in NGT (SZ) on 5.1.2015 by the same project proponent is pending, the Authority found that the E.C given is for the same project rejected by SEIAA.It was decided to bring the facts regarding the earlier consideration and rejection by SEIAA and suppression and concealment of those facts by the proponent to the MoEF. Hence it was decided to request to MoEF to review the EC issued to him, and also to the NGT

- (2) As regards E.C.No. J-11015/472/2014-IA.II (M) dated 12-03-2015, granted by MoEFto M/s Pullipadam Metal and Metal Sand Pvt.XVIII/62, Karukamannil House,West Kodur,Kodur P.O,Malappuram,whose application to SEIAA for the same quarry project is now pending with SEAC for further appraisal, it was decided to inform the MoEF that there is substantial suppression of facts and therefore to seek a relook of the E.C. issued.
- (3) As regards the 48 cases for E.Capplied directly to MoEF and returned to SEIAA on its constitutionas per letter No. Z-11013/24/2015-IA-II (M) dated 01-04-2015 of the MoEF, corresponding physical files have not so far been received from the Ministry, without which no action can be taken by SEIAA. MoEF and the proponents in these cases who have not submitted application to SEIAA may be addressed to furnish the applications and required documents for appraisal by SEAC as in the usual case of applications to SEIAA as fresh cases. Proponents may also be directed to remit processing fee as is applicable. Approved mining plan with approval letter and letter of intent of Mining and Geology Department may also be called for.

Item 37.5. Petitions on E.C. and general complaints (individual cases consolidated)

Petitioners to be replied in the lines of the general decision taken by the Authority in such cases in the 35th meeting of SEIAA held on 9-4-2015.

In the case of the petition of Smt. Sajeena Anwar, Member Secretary will take up the matter with the District Collector concerned to ensure that duly granted E.Cs are not objected to or declined to be acted upon by line departments concerned.

Application for environmental clearance for removal of ordinary earth at Nooranad Village, Mavelikkara Taluk, Alappuzha District, Kerala in Sy. No. 377/12 by Smt. Sheeja (File No. 191/SEIAA/KL/43/2014)

The application has been recommended by SEAC. The telephonic intimation by the applicant that she would like to withdraw the application is not actionable. Party to give written intimation to SEIAA.

Item 37.7

Environmental Clearance for removal of ordinary earth in Sy.No. 127/3 and 132/1 at Aloor Village, KandanasservPanchavath, TalappillyTaluk, Thrissur District, Kerala by Mr. P.V. Rajan (File No. 255/SEIAA/KL/1113/2014)

- (1) Application allowed and approved for issue of Environmental Clearance on usual conditions for mining of ordinary earth stipulated in O.M. No. L-11011/47/2011-IA.II(M) dt.24.06.2013 of Ministry of Environment and Forests, to remove 1650 m³ of ordinary earth from.Sy.No. 127/3 132/1 of Aloor village, Kandanassery Panchayat, Thalappally taluk, Thrissur district.
- (2) The Authority desired that any change or modification in the proforma or format for appraisal of applications or introduction of new proforma/format for the purpose of the applicants or SEAC may be effected in consultation with the Authority.
- (3) The Authority also observed that the revised appraisal reports (as appended to the agenda notes) contain only the basic facts of the applications. The Appraisal Report may specifically refer to the environmental impacts of the activity/project and suggest mitigation measures as applicable and follow the guidelines in circulars F.No 22-78/2014-IA.III dated 7-10-2014 and J-11013/41/2006IAII(I) dated 14-5-2009 of theMoEF.
- (4) In the case of applications referred by SEIAA to SEAC for additional details, site inspection, clarifications, expert opinion, rectification of defects and further appraisal etc, the case as further examined and reported upon by SEAC may be returned to SEIAA within four weeks.

Item 37.8

Environmental clearance for removal of ordinary earth in Sy. No. 172/1 at Vattamkulam Village &Panchayath, PonnaniTaluk, Malappuram District, Kerala by Mr. Vijayakrishnan (File No. 319/SEIAA/KL/1920/2014)

Application allowed and approved for issue of Environmental Clearance on usual conditions for mining of ordinary earth stipulated in O.M. No. L-11011/47/2011-IA.II(M) dt.24.06.2013 of Ministry of Environment and Forests, to remove 780 m³ of ordinary earth from.Sy. No. 172/1of Vattamkulam village, vattamkulamPanchayat, PonnaniTaluk, Malappuramdistrict.

Item 37.9

Environmental clearance for removal of brick earth in Sy. No.38/2 at Kodiyathoor Village and Panchayath, Kozhikode Taluk, Kozhikode District, Kerala, by Manager, Calicut Tile Company (File No. 344/SEIAA/KL/2197/2014)

Application allowed and approved for issue of Environmental Clearance on usual conditions for mining of ordinary earth stipulated in O.M. No. L-11011/47/2011-IA.II(M) dt.24.06.2013 of Ministry of Environment and Forests, to remove 900 m³ of ordinary earth from.Sy.No. 38/2 of Kodiyathoor village, kodiyathoor Panchayat, Kozhikode Taluk, Kozhikode district.

Item 37.10

Environmental Clearance for removal of brick earth in Sy. No. 38/2 at Kodiyathoor Village and Panchayath, Kozhikode Taluk, Kozhikode District, Kerala by Sri. V.V. Shivan (File No. 345/SEIAA/K/2198/2014)

The proposal was placed in the 37th SEAC held on 9th and 10th April 2015. Since the project proponent has not rectified the discrepancies the committee decided to recommend for *rejection* of the application. The Authority decided to accept the recommendation and to reject the application.

Item 37.11

Environmental Clearance for removal of brick earth in Sy. No. 31/2 at Chelavoor Village, Kozhikode Corporation, Kozhikode Taluk, Kozhikode District, Kerala by Sri. V.V. Shivan (File No. 346/SEIAA/KL/2199/2014)

As per the decision taken by the 30th SEAC held on 6th and 7th May 2014 the applicant had submitted a fresh application. It is not certified by the revenue Authority. Site photographs and recommendation of Agricultural officer were also not submitted. Since the project proponent has not rectified the discrepancies the committee in its 37th meeting held on 9/10-4-2015, decided to recommend for *rejection* of the application. The Authority decided to accept the recommendation and to reject the application

Item 37.12

EC application for removal of ordinary earth from Sy. Nos. 41/3 at Kodumon Village &Panchayath, AdoorTaluk, Pathanamthitta, District, Kerala by Sri. P.G. Thomas (File No. 428/SEIAA/KL/2988/2014)

Application allowed and approved for issue of Environmental Clearance on usual conditions for mining of ordinary earth stipulated in O.M. No. L-11011/47/2011-IA.II(M) dt.24.06.2013 of Ministry of Environment and Forests, to remove 890 m³ of ordinary earth from.Sy.No. 41/3 at Kodumon Village & Panchayath, Adoor Taluk, Pathanamthitta, District, Kerala by Sri. P.G. Thomas

Item 37.13

Environmental clearance for removal of ordinary earth in Sy. No.60/2 at Pullippadam Village, NlamburTaluk, Malappauram District, Kerala by Mr.V.P.Zakeer Hussain (File No. 477/SEIAA/KL/3317/2014)

The SEAC sought the applicant to provide clarifications whether any recommendation is obtained from the competent authorities for the construction of pond for pisciculture. It was mentioned in the application that a small drain is located adjoining the proposed site. River Chaliyar is nearly 100 m from the site. The quantity of earth required to be removed for the specific purpose is estimated as 10,000 m³, and later the proponent has submitted a request stating that the requirement for the quantity of earth removed for the purpose is only 1,500 m³ instead of 10,000 m³, as it was wrongly entered in the application form. The proposal was placed in 37th SEAC held on 9th and 10th April 2015 as agenda Item No. 37.06. The Committee recommended the case for *rejection* since it attracts the Kerala Conservation of Paddyland and Wetland Act–2008. The Authority decided to accept the recommendation and to reject the application

Item 37.14

Environmental Clearance for removal of ordinary earth in Sy. No. 136/20-3, 136/20-4, 136/20-4-1, 136/20-5, 136/20-6 at Lalam Village, Meenachil Taluk, Kottayam District, Kerala by Sri. Suresh, S. (File No. 583/SEIAA/KL/4344/2014)

Application allowed and approved for issue of Environmental Clearance on usual conditions for mining of ordinary earth stipulated in O.M. No. L-11011/47/2011-IA.II(M) dtd. 24.06.2013 of Ministry of Environment and Forests, to remove 5600 m³ of ordinary earth from Sy. No. 136/20-3, 136/20-4, 136/20-4-1, 136/20-5, 136/20-6 at Lalam Village, Meenachil Taluk, Kottayam District, by Sri. Suresh, S.

Item 37.15

Environmental clearance for removal of ordinary earth in

Sy.no.594/13,14,16,595/1,4 at Nooranadu Village, Mavelikkara Taluk, Nooranadu Panchayath, Alappuzha District, Kerala by Sri. John Thomas (File No.597/SEIAA/KL/4515/14)

Application allowed and approved for issue of Environmental Clearance on usual conditions for mining of ordinary earth stipulated in O.M. No. L-11011/47/2011-IA.II(M) dt.24.06.2013 of Ministry of Environment and Forests, to remove 1000 m³ of ordinary earth from.Sy. No594/13,14,16,595/1,4 at Nooranadu Village, Mavelikkara Taluk, Nooranadu Panchayath, Alappuzha District, by Sri. John Thomas.

Item 37.16

Environmental clearance for removal of ordinary earth in Sy. No. 90/6A at Chalisserry Village, Pattambi, Palakkad, Kerala by Mr. Abdul Latheef (File No. 599/SEIAA/KL/4602/2014)

Application allowed and approved for issue of Environmental Clearance on usual conditions for mining of ordinary earth stipulated in O.M. No. L-11011/47/2011-IA.II(M) dtd. 24.06.2013 of Ministry of Environment and Forests, to remove 2400 m³ of ordinary earth from Sy. No. 90/6A at Chalisserry Village, Pattambi, Palakkad, Kerala by Mr. Abdul Latheef from 30 cents of the land up to a maximum depth of 2 meters or the present ground level whichever is less.

Item 37.17

Environmental clearance for removal of ordinary earth in Sy. No. 12/1 at Chalisserry Village, Pattambi, Palakkad, Kerala by Sri. Kasim, A. C and M. Abdul Khader (File No. 600/SEIAA/KL/4603/2014)

Application allowed and approved for issue of Environmental Clearance on usual conditions for mining of ordinary earth stipulated in O.M. No. L-11011/47/2011-IA.II(M) dtd. 24.06.2013 of Ministry of Environment and Forests, to remove 1200 m³ of ordinary earth from Sy. No. 12/1 at Chalisserry Village, Pattambi, Palakkad, by Sri. Kasim, A. C and M. Abdul Khader.

Item 37.18

Environmental clearance for removal of ordinary earth in Sy.nos. 105/1 at Thekkumkara Village Vellangallur Panchayath, Mukundapuram Taluk, Thrissur District, Kerala by Sri. A. M. Kunjumuhammad (File No. 605/SEIAA/KL/4632/2014)

Application allowed and approved for issue of Environmental Clearance on usual conditions for mining of ordinary earth stipulated in O.M. No. L-11011/47/2011-IA.II(M) dtd. 24.06.2013 of Ministry of Environment and Forests, to remove 240 m³ of ordinary earth from Sy. No. 105/1 at Thekkumkara Village Vellangallur Panchayath, Mukundapuram Taluk, Thrissur District, by Sri. A. M. Kunjumuhammad.

Item 37.19

Environmental Clearance for removal of ordinary earth in Sy. no. 74/2 at Kooroppada Village and Panchayath, Kottayam Taluk, Kottayam District, Kerala by Sr. Paulette, Manager & Mother Superior (File No. 612/SEIAA/EC4/4766/2014)

Application allowed and approved for issue of Environmental Clearance on usual conditions for mining of ordinary earth stipulated in O.M. No. L-11011/47/2011-IA.II(M) dtd. 24.06.2013 of Ministry of Environment and Forests, to remove 1500 m³ of ordinary earth from Sy. No. 74/2 at Kooroppada Village and Panchayath, Kottayam Taluk, Kottayam District, by Manager & Mother Superior.

Item 37.20

Environmental clearance for removal of ordinary earth in Sy.no.719 at Amballoor Village Alagappanagar Panchayath, Mukundapuram Taluk, Thrissur District, Kerala by Sri. Pauly, P.A. (File No. 614/SEIAA/KL/4768/2014)

Application allowed and approved for issue of Environmental Clearance on usual conditions for mining of ordinary earth stipulated in O.M. No. L-11011/47/2011-IA.II(M) dtd. 24.06.2013 of Ministry of Environment and Forests, to remove 3000 m³ of ordinary earth from Sy. no. 719 at Amballoor Village Alagappanagar Panchayath, Mukundapuram Taluk, Thrissur District, by Sri. Pauly, P.A.

Item 37.21

Environmental clearance for removal of ordinary earth in Sy.no. 412/4 at Akathiyoor Village and Porkulam Panchayath, Talappilly Taluk, Thrissur District, Kerala by Sri. Sreelal, Sreenath and Sreerag (File No. 615/SEIAA/KL/4769/2014)

For house construction. Application allowed and approved for issue of Environmental Clearance on usual conditions for mining of ordinary earth stipulated in O.M. No. L-11011/47/2011-IA.II(M) dtd. 24.06.2013 of Ministry of Environment and Forests, to remove 250 m³ of ordinary earth from Sy. no. 412/4 at Akathiyoor Village and Porkulam Panchayath, Talappilly Taluk, Thrissur District, by Sri. Sreelal, Sreenath and Sreerag.

Item 37.22

Environmental clearance for removal of ordinary earth in Sy. No. B38-578/4 at Puthencruz Village, Kunnathunadu Taluk, Ernakulam District, Kerala by Sri. P.M. Paul S/o P.P. Mathai (File No. 617/SEIAA/KL/4771/2014)

Application allowed and approved for issue of Environmental Clearance on usual conditions for mining of ordinary earth stipulated in O.M. No. L-11011/47/2011-IA.II(M) dt.24.06.2013 of Ministry of Environment and Forests, to remove 8000 m³ of ordinary earth from.Sy.no.B38-578/4 at Puthencruz Village, Kunnathunadu Taluk, Ernakulam District, Kerala by Sri.P.M. Paul S/o P.P. Mathai, to level the land in a terraced manner for cultivation of rubber.

Item 37.23

Environmental clearance for removal of ordinary earth in Sy.no. 53/5 at Elavally Village, Chavakkadu Taluk, Panchayath, Thrissur District, Kerala by Smt. Draupathy (File No.618/SEIAA/KL/4772/14)

Application allowed and approved for issue of Environmental Clearance on usual conditions for mining of ordinary earth stipulated in O.M. No. L-11011/47/2011-IA.II(M) dtd. 24.06.2013 of Ministry of Environment and Forests, to remove 2000 m³ of ordinary earth from.Sy.no.53/5 at Elavally Village, Chavakkadu Taluk, Panchayath, Thrissur District, Kerala by Smt. Draupathy, subject to the specific condition that the removed earth shall be used only for road construction works as specified in the application.

Item 37.24

Environmental clearance for removal of ordinary earth in Sy. No.1056/1 at Edakkara Village, Nilamboor, Malappuram, Kerala by Sri.Noorudheen (File No. 622/SEIAA/KL/4805/2014)

Application allowed and approved for issue of Environmental Clearance on usual conditions for mining of ordinary earth stipulated in O.M. No. L-11011/47/2011-IA.II(M) dtd. 24.06.2013 of Ministry of Environment and Forests, to remove 300 m³ of ordinary earth from.Sy.no1056/1 at Edakkara Village, Nilamboor, Malappuram, by Sri. Noorudheen

Item 37.25

Environmental clearance for removal of ordinary earth in Sy. nos. 126/p, 127/2,127/1,127/3, 127/4, 128/p, 170/p at Ayyanthole Village, Thrissur Corporation, Thrissur Taluk, Thrissur District, Kerala by Sri. P.A. Aboobakker (File No. 632/SEIAA/KL/4858/2014)

Application is for Environmental Clearance for removal of 75000 m³ of ordinary earth from 2.323 Ha of land comprised in Sy. Nos. 126/p, 127/2,127/1,127/3, 127/4, 128/p, 170/p

(as mentioned in affidavit) at Ayyanthole Village, Thrissur Corporation, for construction of underground floor for Commercial Complex. Extracted earth is for use in the Floor King tile factory, Varakkara. The SEAC recommend that no further EC is required to be given for the project and to reject the application, since the project has already been cleared by SEIAA in its 2nd meeting held on 23-04-2014 under Catg.8b subject to certain conditions. But the prior EC which was given is for building under Catg.8b. The application is for the removal of ordinary earth under O.M. J. 13012/12/2013-IA-II(1) dated 24.12.2013. The case essentially has to be appraised for mining of minor mineral (OE) and specific recommendation on removal of this much bulk quantity of material for commercial purpose made to SEIAA. Authority resolved that the application as submitted has to be appraised by SEAC for mining of 75000 m³ of ordinary earth for commercial purpose, for which the case may be referred to SEAC.

Item 37.26

Environmental clearance for removal of ordinary earth in Sy. No. 454/8 at Neduvathur Village, Kottarakkara Taluk, Kollam District, Kerala by Fr. Augustine (File No. 634/SEIAA/KL/4861/2014)

Application allowed and approved for issue of Environmental Clearance on usual conditions for mining of ordinary earth stipulated in O.M. No. L-11011/47/2011-IA.II(M) dtd. 24.06.2013 of Ministry of Environment and Forests, to remove 3000 m³ of ordinary earth from Sy. No. 454/8 at Neduvathur Village, Kottarakkara Taluk, Kollam District, by Fr. Augustine.

Item 37.27

EC application for removal of ordinary earth from Sy. No. 225/14 at Puzhakkal Village, Adattu Panchayat, Trissur District by Sri. Mohamed Rafi K.A. (File No. 636/SEIAA/KL/4907/2014)

Application allowed and approved for issue of Environmental Clearance on usual conditions for mining of ordinary earth stipulated in O.M. No. L-11011/47/2011-IA.II(M) dtd. 24.06.2013 of Ministry of Environment and Forests, to remove 1200 m³ of ordinary earth from Sy. No. 225/14 at Puzhakkal Village, Adattu Panchayat, Trissur District by Sri. Mohamed Rafi, K. A.

Item 37.28

Environmental clearance for removal of ordinary earth in Sy.no. 209/5 at Panacherry Village, Thrissur Taluk, Thrissur Panchayath, Thrissur District, Kerala by Sri. Sunny Mathew (File No. 639/SEIAA/KL/4935/2014)

Application allowed and approved for issue of Environmental Clearance on usual conditions for mining of ordinary earth stipulated in O.M. No. L-11011/47/2011-IA.II(M) dtd. 24.06.2013 of Ministry of Environment and Forests, to remove 1000 m³ of ordinary earth from Sy. No. 209/5 at Panacherry Village, Thrissur Taluk, Thrissur Panchayath, Thrissur District, by Sri. Sunny Mathew.

Item 37.29

Environmental clearance for removal of ordinary earth in Sy.no.355/12 at Pananjerry Village and Panchayath, Thrissur Taluk, Thrissur District, Kerala by Smt. Annamma Baby (File No. 641 /SEIAA/KL/4937/2014)

Application allowed and approved for issue of Environmental Clearance on usual conditions for mining of ordinary earth stipulated in O.M. No. L-11011/47/2011-IA.II(M) dtd. 24.06.2013 of Ministry of Environment and Forests, to remove 2000 m³ of ordinary earth from Sy. no. 355/12 at Pananjerry Village and Panchayath, ThrissurTaluk, Thrissur District, by Smt. Annamma Baby.

Item 37.30

Environmental clearance for removal of ordinary earth in Sy. no. 356/1 at Pananjerry Village and Panchayath, Thrissur Taluk, Thrissur District, Kerala by Sri. Roy and Smt. Jancy Roy (File No. 642 /SEIAA/KL/4938/2014)

Application allowed and approved for issue of Environmental Clearance on usual conditions for mining of ordinary earth stipulated in O.M. No. L-11011/47/2011-IA.II(M) dt.24.06.2013 of Ministry of Environment and Forests, to remove 2000 m³ of ordinary earth from.Sy.no 356/1 at Pananjerry Village and Panchayath, Thrissur Taluk, Thrissur District, by Sri.Roy and Smt.Jancy Roy.

Item 37.31

Environmental clearance for the residential project ("Marine Viewat Marine Drive") at Plot No. D4 & D5 in Sy. No. 843 pt. at Ernakulam Village, Kochi Municipal Corporation, Kanayannur Taluk, Ernakulam District, by M/s Puravankara Projects Limited (File No. 275/SEIAA/KL/1278/2014)

The matter was examined in the 35^{th} meeting of SEIAA held on 09-05-2015. The Authority resolved as under:

"SEAC in its 35th meeting held on 17/18-10-2014, recommended for grant of EC subject to three specific conditions, which do not include CRZ clearance though the site is in Marine Drive, Kochi. The meeting decided that the E.C shall be the final step before issue of which all the other statutory permits,

consents and clearances shall be obtained. Proponents should obtain all other clearances required before applying for E.C. Site verification is mandatory for all high-rise building projects. The Authority wanted to have the veracity of the statements in Item 2 of the Appraisal report on non- CRZ status of the site based on a 1998 judgment of the High Court whereas the extant CRZ notification is of 2011.

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

On 20.04.2015 the proponent submitted certain clarifications to SEIAA on the above points with documents purported to be insupport. The meeting thoroughly examined the clarifications furnished and the documents. The case is already with the SEAC for expert opinion on the legal status of the project site. The Kerala Coastal Zone Management Authority is the legally competent and authorized body to decide upon the issue. To avoid delay, the project proponent may approach the KCZMA directly to seek clearance or clarification. They may also produce copies of the documents submitted on and after 20-4-2015 to SEIAA, to the SEAC also to expedite the report called for O.M.No.II-83/2005/IA dated 8-2-2011of MoEF categorically requires recommendation of the KCZMA in such cases. SEAC may be requested to furnish the clarification within four weeks vide decision 37.7(4) above.

Item 37.32 Processing fee for extraction of ordinary earth and ordinary sand (കരമണൽ)

In agenda Item No 35.2 the 35th meeting of SEIAA on 9-4-2015 had decided that in the case of mining of ordinary earth, the question of reduction of the processing fee as is now fixed at the same rate for quarrying (Rs. 75,000) may have to be examined and proposals made to Government. In Item No. 36.4 on application for environmental clearance for extraction of ordinary sand (കരമണൽ) the 36th meeting of SEIAA on 18-4-2015, it was also decided that proposals be submitted to Government to fix processing fee separately for ordinary sand (കരമണൽ) extraction, considering the market price and severe environmental impacts. This needs levying of fee at higher rates.

For ordinary earth the fee may be lesser compared to building stone, and ordinary sand (കരമണൽ). Mining of ordinary earth and ordinary sand being confined to lesser extents of mining areas, fee may be fixed based on quantity permitted to be extracted. Processing Fee

for ordinary earth for own house construction and for other purposes up to 500 m³ may be Rs. 2.00 per cubic meter of material permitted to be extracted. Fee to be remitted after SEIAA decides on the quantity to be permitted. Removal of OE for construction of houses under Government schemes for members of SC/ST, OBC, and those below poverty line may be exempted from payment of processing fee. For other purposes and exceeding 500 m³ (brick earth including) the existing rates for mining of minor mineral based on mining area (minimum Rs. 75,000) may be levied.

As for ordinary sand the processing fee may be Rs. 100 per cubic meter of sand permitted to be removed, fee to be remitted after SEIAA decides on the quantity to be permitted.

Item 37. 33 Processing fee for application for E.C.-Clarification given by State Government.

Authority decided that processing fee may be levied on all applications which were pending on 28-11-2014 in which E.Cs are to be issued. In such applications E.C may be issued only after collecting the processing fee as per the government orders. Matter may be referred to Government for orders.

Item37. 34 Online Applications- Submission and monitoring of Environmental Clearance- Intimation from MoEF.

Authority deliberated on the intimation from the MoEF on the web portal of MoEF for submission of applications for E.C online. In the 34th meeting of SEIAA held on 09-04-2014 it has been decided that the website of SEIAA may be renewed and updated for online submission of applications. IT mission may be engaged. It was also informally decided that an expert from MoEF may be invited to have an interaction on the technicalities of online application.

The Authority wanted to clear the pending projects early. Details of cases referred to SEAC by SEIAA may be furnished. SEAC may furnish the minutes of its meeting within five days as authenticated by the Chairman SEAC so that SEIAA can initiate pursuant action and avoid delay.

Item 37. 35 Administrative matters

Authority resolved that;

- 1. The Member Secretary may approve and authenticate statement of facts as approved by the chairman, in litigations in which the Authority is impleaded.
- 2. The Member Secretary or as authorised, the Administrator, SEIAA may swear to the affidavits to be sworn to in litigations involving SEIAA.
- 3. Administrator may approve communications not related to decisions of SEIAA on applications for E.C.
- 4. Member Secretary may approve the draft E.Cs, proceedings in rejection and violation cases, to be forwarded to those concerned, by the Administrator 'By order'.
- 5. Intimations in cases other than applications for E.C may be authenticated by Administrator based on the decision of SEIAA.
- 6. Administrator may convey defects if any in the applications for E.C with reference to checklist at the preliminary stage itself for rectification by proponents.
- 7. Authority decided that attendance of the Chairman and Member SEIAA in office for official purposes other than regular meeting of SEIAA will be treated as meetings for the purpose of entitlements to the Chairman and Member (transport, accommodation and sitting fee) till Government takes decision on the entitlements.

It was tentatively decided to hold the next meeting on 30-5-2015. The proposed discussion with the Standing Counsel in the NGT, Chennai may also be held on that day.

The meeting ended at 1.00 p.m.