

MINUTES OF THE 133rd MEETING OF THE STATE LEVEL ENVIRONMENT IMPACT ASSESSMENT AUTHORITY (SEIAA) KERALA, HELD ONLINE ON 26th OCTOBER 2023.

Present:

- 1. Dr. H. Nagesh Prabhu IFS (Retd), Chairman, SEIAA, Kerala**
- 2. Sri. K. Krishna Panicker, Expert Member, SEIAA**
- 3. Dr. Rathan U. Kelkar, IAS, Member Secretary, SEIAA**

The 133rd meeting of the SEIAA, Kerala was held online on 26th October 2023. The meeting started at 03.00 P.M on 26th October 2023. Dr. H. Nagesh Prabhu, Chairman, SEIAA Kerala chaired the meeting. Dr. Rathan U. Kelkar IAS, Member Secretary, SEIAA and Sri.K.Krishna Panicker, Expert Member, SEIAA attended the meeting. The Authority considered the agenda for the meeting and took the following decisions.

Physical Files

Item No.133.01 **Minutes of the 132nd meeting of SEIAA held on 26th September 2023**

Noted

Item No.133.02 **Action Taken Report on 130th meeting of SEIAA held on 05th August 2023 & 131st meeting of SEIAA held on 24th & 25th August 2023**

Noted

Item No: 133.03 **Environmental Clearance issued to the Mixed use Township Development Project 'Landmark Trade Centre' of Sri. Anwar**

**Sadath, Director, M/s Calicut Landmark Builders & Developers (India) Pvt. Ltd at Survey Nos. 27/1, 30/4c, 31/4, 7, 8, 9, 32/4, 351b in Pantheerankavu Village, Olavanna Panchayath, Kozhikode Taluk & Kozhikode District - Judgment dt.11.09.2023 in Appeal No.05/2022 (SZ) before the Hon'ble NGT, & WP(C) No. 30399/2023 & WP(C) No.32797/2023 before the Hon'ble High Court
(File No. 1193/EC2/2018/SEIAA)**

The Authority deliberated the item taking into consideration the Judgment dated 11.09.2023 of Hon'ble NGT (SZ) in Appeal No. 05 of 2022 and I.A. Nos.194 to 196 of 2022 (SZ) filed by Sri. Shaji A.K., the interim order of Hon'ble High Court in WP(C) No. 32797/2023 filed by the SEIAA, Kerala and the legal opinion of the Standing Counsel, SEIAA in WP(C) No. 32797/2023. Authority noticed that vide its order dated 11.09.2023, the Hon'ble NGT set aside the Environmental Clearance dated 12.03.2020 issued by the SEIAA, Kerala and directed the SEIAA, Kerala to stop the project with immediate effect. Authority also noted that the Project Proponent M/s Calicut Landmark Builders & Developers (India) Pvt. Ltd. has filed a WP(C) No. 30399/2023 and this WP (C) is pending for the decision of Hon'ble High Court.

Authority observed that the SEIAA, Kerala filed a Writ Petition against the observation in clause 51 and directions in Clause 53 VI and VII of NGT order and the Hon'ble High Court in its interim order dated 06.10.2023 stayed the directions under Clause VII of Paragraph 53 until 27.10.2023. The Standing Counsel of SEIAA also gave the legal opinion on operation of clause 53(VII).

Under these circumstances, in obedience to the directions of H'ble NGT and H'ble High Court of Kerala, the Authority decided the following:

- 1) Hon'ble NGT has already set aside the EC issued and the Project Proponent cannot operate without a valid EC. However as per the directions of NGT Authority decided to issue a stop to the Project Proponent to stop all the construction activities with immediate effect.
- 2) A copy of the Stop Memo shall be marked to the District Collector, KSPCB and local authorities for information and necessary further action. District Collector shall ensure the compliance of the directions of Hon'ble NGT.
- 3) The Project Proponent shall scrupulously follow all the directions of H'ble NGT till

WP(C) No. 30399/2023 is finally disposed of.

- 4) The matter shall be placed before the Authority for further follow up action immediately after the disposal of WP(C) No. 32797/2023 and WP(C) No. 30399/2023
- 5) The action taken by SEIAA shall be intimated to the Standing Counsel of NGT Chennai bench and Standing Counsel, Hon'ble High Court of Kerala for information and necessary further action.

Item No.133.04 **Environmental Clearance issued to the Housing Project (Sobha Rio Vista) of M/s Sobha Developers Ltd at Sy. No. 159/28B (p) in Calicut, Feroke Petta (Chandhakadavu), Feroke Village, Kozhikode Taluk, Kozhikode, Kerala - WP (C) 33556/2017 filed by Shri. Ajayghosh & WP(C) 5550 of 2018 filed by Sobha Ltd, before the Hon'ble High Court (File No. 371/SEIAA/EC4/2611/2014)**

The Authority perused the item and noted the legal opinion of the Standing Counsel. The Authority also observed that the project proponent has not complied with the decision taken by SEIAA in its 122nd meeting held on 07th January 2023. Further, as per section 3(2)(v) of EPA Act 1986 SEIAA can impose any condition as safe guard for the protection and improvement of Environment.

In the circumstance, the Authority decided the following;

1. The Project Proponent shall engage a NABET Accredited Consultant to assess the environmental damages caused by illegal mining and non compliance of EC conditions. The report shall include mitigation measures with quantum of penalty if any to be levied from the Project proponent. The report shall be submitted to SEAC within a period of 3 months.
2. On submission of the report, the SEAC shall appraise the assessment report in consultation with the consultant, Project Proponent, the Petitioners and recommend to SEIAA for suitable action.
3. SEAC shall give specific recommendation on, whether any other legal action has to be taken against the Project Proponent other than the above recommendation under Section 15 & 19 of Environment Protection Act as informed by Standing Counsel.

4. The penal amount shall be credited to the Environment Benefit Fund created by the Government of Kerala.
5. The project proponent has to comply with the decision taken by SEIAA in its 122nd meeting held on 07th January 2023
6. The decision of SEIAA shall be intimated to the Standing Counsel for presenting the same before the Hon'ble High Court of Kerala.

Item No.133.05 **Environmental Clearance for the Mining of Granite Building Stone Quarry Project of Sri. Saji Sebastian, for an area of 1.7634 Ha in Sy. No: 66/1, 66/2A, 66/2A, 66/2B, 128/2A, 128/2 B3, 128/2B2, 128/3A, 128/3B2 in Arakkuzha Village, Muvattupuzha Taluk, Ernakulam.**
(SIA/KL/MIN/146311/2020, 1712/EC3/2020/SEIAA)

The Authority perused the item and noted the Judgment dated 03.08.2023 of the Hon'ble High Court in WP (C) No. 25388/2023. The Hon'ble Court disposed the writ petition by directing the petitioner to file an affidavit before SEIAA undertaking that the building will be used only as site office and will not be used for residential purpose during the project life. Once the petitioner submits such an undertaking, SEIAA shall consider the application for Environmental Clearance and process the said application in accordance with law expeditiously. Now the project proponent submitted an affidavit dated 26.09.2023 stating that the built structure will be used for site office, mess hall, store room and crusher unit and will not be used for residential purpose during the project life.

The Authority also observed that in a similar case, the Hon'ble High Court in its Judgment dated 12.08.2022 in WP (C) No. 26010/2022 has directed SEIAA to reconsider the decision of SEIAA and SEIAA has considered the same.

Under the circumstances, the Authority decided to accept the undertaking of the Project Proponent and decided to refer the case to SEAC to give a fresh recommendation in the light of the Judgment dated 03.08.2023 of the Hon'ble High Court in WP(C) No. 25388/2023.

Item No.133.06 **Environment Clearance for the Granite Building Stone Quarry of Sri. Joby John for an area of 0.7300 Ha at Re Sy. Nos. 382/1 & 382/5 in Padichira Village, Sulthan Bathery Taluk, Wayanad, Kerala Rejected- Judgment in WP(C) No. 14020/2023 dated 26.07.2023**
(SIA/KL/MIN/140590/2020; 1791/EC2/2020/SEIAA)

The Authority perused the item and noted the judgment dated 26.07.2023 of the Hon'ble High Court in WP(C) No. 14020/2023. The Hon'ble High Court disposed the Writ Petition by directing the petitioner to submit an affidavit before SEIAA undertaking that the building will be used only as site office and will not be used for residential purpose during the Project Life and once the petitioner submits such an undertaking, SEIAA shall consider the application for Environmental Clearance and process the said application in accordance with law. Now the project proponent submitted an affidavit dated 05.08.2023 affirming that the building shall not be used for any other purpose other than site office during the functioning of the project.

The Authority in its 130th meeting noted that the proposed site is located at 3.20 km from Wayanad Wild Life Sanctuary. In response to the additional documents sought vide 120th SEAC meeting, the project proponent has submitted the proof of application for Wild Life Clearance from the National Board of Wildlife through Parivesh portal.

The Authority observed that in a similar case, the Hon'ble High Court in its Judgment dated 12.08.2022 in WP (C) No. 26010/2022 has directed SEIAA to reconsider the decision of SEIAA and SEIAA has considered the same.

Under the circumstances, the Authority decided to accept the undertaking of the Project Proponent and decided to refer the case to SEAC to give a fresh recommendation in the light of the judgment dated 26.07.2023 of the Hon'ble High Court in WP(C) No. 14020/2023.

PARIVESH FILES

CONSIDERATION/RECONSIDERATION OF ENVIRONMENTAL CLEARANCE

Item No.1

Environmental Clearance for the Granite Building Stone Quarry of Sri. K. M. Stephen at Block No. 27 (Re-Sy. Block no. 37) Re-Sy. Nos. 399/2, 399/2-1, 399/2-2, 399/2-3, 399/3, 745/2, 745/3, 745/4, 745/5, 745/7, 745/8, 745/9, 745/10, 745/11, 745/12, 745/13, 745/14, 746/1, 746/2, 746/2-1, in Karimannur Village, Thodupuzha Taluk, Idukki - WP(C) No. No. 36171 of 2022 & WP(C) No. 20030 of 2023 filed by Sri. Vincent K. George, WP(C) No. 25442 of 2023 filed by Sri. Johny Ulahannan & WP (C) No.26634/2023 filed by Sri. K. M. Stephen (SIA/KL/MIN/405925/2022; 1527/EC1/2019/SEIAA)

The Authority perused the item and noted that three WP(C)s viz. WP(C) No. 20030 of 2023 filed by Sri. Vincent K. George, WP(C) No. 25442 of 2023 filed by Sri. Johny Ulahannan & WP (C) No.26634/2023 filed by Sri. K. M. Stephen were pending before the Hon'ble High Court without any decision. In reply to the Letter from SEIAA, the District Collector vide Letter dated.27.03.2023 stated that several complaints were received requesting not to give clearance to the project. The water tank mentioned in the complaint is around 2.5 km away from the project site. ~~And~~ It was also recommended to give a hearing to the petitioner before taking a final decision.

Authority noticed that the SEAC had appraised the proposal based on Form 2, Pre-Feasibility Report, Mining Plan, additional details/documents obtained from the Project Proponent during appraisal, and the Filed Inspection Report. After the due appraisal, the SEAC in its 135th meeting, recommended EC with the project life of 5 years, subject to certain Specific Conditions in addition to the General Conditions. As directed by the Hon'ble High Court in WP(C) No. 36171 of 2022, the SEAC heard the complainant, Sri. Vincent K. George and project proponent in its 140th meeting held on 13th to 15th March 2023 and sought detailed hearing note from both parties within 2 weeks. The project proponent submitted a detailed hearing note on 11.04.2023 answering the allegation of the complainants. The complainants have not yet submitted a hearing note even after the prescribed time period. The SEAC has recommended for issue of EC. Sri. Johny Ulahannan, another complainant

filed WP(C) No. 25442 of 2023 before the Hon'ble High Court with a prayer to give a chance of hearing before taking a decision.

In the above circumstances, the Authority decided the following:

- 1) Seek a legal opinion from the Standing Counsel whether EC can be given during the pendency of WP(C)s explaining all the actions taken in this case. The legal opinion received shall be placed in the next SEIAA meeting.
- 2) The deemed EC claimed by Project Proponent cannot be considered because the EC was held up due to pending cases in the Hon'ble High Court of Kerala and Authority has no objection in issuing EC as recommended by SEAC.
- 3) To give a hearing to the petitioner, Sri. Johny Ulahannan in the next SEIAA meeting as requested in his WP(C). The intimation regarding the hearing shall be given to the petitioner well in advance.

CONSIDERATION OF TOR PROPOSALS

Item No.1

**Application for ToR for the proposed Granite Building Stone Quarry of Mr. Saji K Elias for an area of 0.9586 ha at Survey Nos. 300/1, 300/2-1 in Thiruvaniyoor Village, Kunnathunadu Taluk, Ernakulam
(SIA/KL/MIN/440620/2023, 2339/EC1/2023/SEIAA)**

Sri. Saji K Elias submitted application for ToR for the Granite Building Stone Quarry at Survey Nos. 300/1, 300/2-1 for an area of 0.9586 Ha in Thiruvaniyoor Village, Kunnathunadu Taluk, Ernakulam.

The Authority noted that SEAC in its 150th meeting recommended the Standard ToR with certain additional studies. The Authority noticed that as per the Cluster Certificate dated 03.12.2022, there are six other quarries within the radius of 500m altogether having an area more than 5 Ha.

The Authority decided to approve the Standard Terms of Reference with the following additional aspects for EIA Study.

- 1) EIA study should specifically consider the details of all the quarries that are operational including the ones that area not subjected to closure within the impact*

zone and impact assessed and environmental management plan prepared comprehensively.

- 2) Hydrological and hydrogeological characteristics of the area and specific impact on the upstream and downstream portion of the watershed in which the proposed site falls.*
- 3) Vibration studies to evaluate the zone of influence and impact of blasting on the neighbourhood as suggested in para (e) of OM No Z -11013/57/2014-IA.II (M) dated 29-10- 2014 of MoEF&CC.*

Item No.2

**Application for ToR for the Granite Building Stone Quarry of Sri. Abraham Augustine at Re Survey Nos: 157/2pt, 157/3pt, 157/4pt, 158/2-1pt in Alakode Village, Thodupuzha Taluk, Idukki
SIA/KL/MIN/440931/2023; 2341/EC1/2023/SEIAA**

Sri. Abraham Augustine, Inchananiyil House, Kuninji (PO), Chenapparambu, Thodupuzha, Idukki submitted application for ToR via PARIVESH on 19.08.2023 for the Granite Building Stone Quarry for an area of 1.3730 Ha at Re Survey Nos: 157/2pt, 157/3pt, 157/4pt, 158/2-1pt in Alakode Village, Thodupuzha Taluk, Idukki.

The Authority noted that SEAC in its 150th meeting recommended the Standard ToR with certain additional studies. The Authority noticed that as per the Cluster Certificate dated 30.03.2023, there are three other quarries within the radius of 500m and altogether having an area of 11.369 Ha.

The Authority decided to approve the Standard Terms of Reference with the following additional aspects for EIA Study.

- 1. EIA study should specifically consider the details of all the quarries that are operational including the ones that area not subjected to closure within the impact zone and impact assessed and environmental management plan prepared comprehensively.*
- 2. Hydrological and hydrogeological characteristics of the area and specific impact on the upstream and downstream portion of the watershed in which the proposed site falls.*

3. *Vibration studies to evaluate the zone of influence and impact of blasting on the neighbourhood as suggested in para (e) of OM No Z -11013/57/2014-IA.II (M) dated 29-10- 2014 of MoEF&CC.*

Item No.3

Application for ToR for proposed Granite Building Stone Quarry of M/s Shah Quarry (Represented by its Managing Partner, K J Thomaskutty) with lease area 4.8894 ha, at Survey Nos. 320/1, 320/1-2, 320/1-3, 320/1-4, 320/1-5, 320/1-2-2, 320/2-3, 320/2-4, 320/2-5, 320/2-6, 320/2-8, 320/2-10, 322/2-2, 322/2-3, 322/5, 326/2-2, 325/3, 324/5-1, 324/7, 324/5-1-2, 318/1-6, 320/3, 321/15, 321/28, 321/16, 322/7, 322/4, 318/1-2 in Chadayamangalam Village, Kottarakkara Taluk, Kollam (SIA/KL/MIN/428258/2023, 2264/EC2/2023/SEIAA)

Sri. K J Thomaskutty, M/s M/s Shah Quarry submitted application for ToR for the Granite Building Stone Quarry for an area of 4.8894 ha at Survey No.s 320/1, 320/1-2, 320/1-3, 320/1-4, 320/1-5, 320/1-2-2, 320/2-3, 320/2-4, 320/2-5, 320/2-6, 320/2-8, 320/2-10, 322/2-2, 322/2-3, 322/5, 326/2-2, 325/3, 324/5-1, 324/7, 324/5-1-2, 318/1-6, 320/3, 321/15, 321/28, 321/16, 322/7, 322/4, 318/1-2 in Chadayamangalam Village, Kottarakkara Taluk, Kollam.

The Authority noted that SEAC in its 149th meeting recommended the Standard ToR with certain additional studies. The Authority noticed that as per the Cluster Certificate dated 23.03.2023, there is another quarry within the radius of 500m and altogether having an area of 8.3204 Ha.

The Authority decided to approve the Standard Terms of Reference with the following additional aspects for EIA Study as recommended by SEAC.

1. *Baseline air quality data should be collected from sampling points in all the eight directions.*
2. *Site specific meteorological parameters should be monitored and analysed*
3. *Air emissions occurring from road traffic should be monitored and used for air pollution modelling*
4. *Study the impact of mining and change in land use and landform on the hydrology of the site and its impact zone considering the seasonal variation in the rainfall and ground water table and suggest mitigative/management measures, if any, required.*

5. *Detailed traffic impact study considering the traffic density along the MC road and nearby major roads and tourism activities at Jadayupara*
6. *Water quality status of the upstream and downstream portions of the natural stream that receives the drainage from the quarry and impact due to quarry discharge to the stream including sedimentation.*
7. *Land stability of the site, particularly on the north and east sides of the proposed quarry considering the soil thickness, slope, vegetation and rainfall infiltration.*
8. *Baseline health status of the population, particularly with reference to diseases caused due to air, water and noise pollution.*
9. *Vibration studies to evaluate the zone of influence and impact of blasting on the neighbourhood as suggested in para (e) of OM No Z -11013/57/2014-IA.II (M) dated 29-10- 2014 of MoEF&CC.*

Item No.4

Application for ToR for proposed Granite Building Stone Quarry of Sri. Syju Lekshman at 322/2-2-1, 322/1, 322/6, 323/3, 324/6, 324/9-2, 324/6-3, 324/5-2, 324/3-2, 324/3-3, 324/4 (Private Land), 325/1, 322/3, 323/2, 323/6, 323/7, 324/3 (Govt. Land) in Chadayamangalam Village, Kottarakkara Taluk, Kollam. (SIA/KL/MIN/427939/2023, 2273/EC2/2023/SEIAA)

Sri.Syju Lekshman submitted application for ToR for the Granite Building Stone Quarry at 322/2-2-1, 322/1, 322/6, 323/3, 324/6, 324/9-2, 324/6-3, 324/5-2, 324/3-2, 324/3-3, 324/4 (Private Land), 325/1, 322/3, 323/2, 323/6, 323/7, 324/3 (Govt. Land) over an area of 4.998 Ha in Chadayamangalam Village, Kottarakkara Taluk, Kollam District

The Authority noted that SEAC in its 149th meeting recommended the Standard ToR with certain additional studies. The Authority noticed that as per the Cluster Certificate dated 23.03.2023, there is another quarry within the radius of 500m and altogether having an area of 8.3204 Ha.

The Authority decided to approve the Standard Terms of Reference with the following additional aspects for EIA Study as recommended by SEAC.

1. *Baseline air quality data should be collected from sampling points in all the eight directions.*
2. *Site specific meteorological parameters should be monitored and analysed*
3. *Air emissions occurring from road traffic should be monitored and used for air pollution modeling*
4. *Study the impact of mining and change in land use and landform on the hydrology of the site and its impact zone considering the seasonal variation in the rainfall and ground water table and suggest mitigative/management measures, if any, required.*
5. *Detailed traffic impact study considering the traffic density along the MC road and nearby major roads and tourism activities at Jadayupara*
6. *Water quality status of the upstream and downstream portions of the natural stream that receives the drainage from the quarry and impact due to quarry discharge to the stream including sedimentation.*
7. *Land stability of the site, particularly on the north and east sides of the proposed quarry considering the soil thickness, slope, vegetation and rainfall infiltration.*
8. *Baseline health status of the population, particularly with reference to diseases caused due to air, water and noise pollution.*
9. *Vibration studies to evaluate the zone of influence and impact of blasting on the neighbourhood as suggested in para (e) of OM No Z -11013/57/2014-IA.II (M) dated 29-10- 2014 of MoEF&CC.*

Item No.5

Application for ToR for the proposed Sanitary Landfill Development (Phase-II) of the 200 TPD Waste to Energy Plant of M/s. Blue Planet Palakkad Waste Solutions Pvt. Ltd. at Block 34, Re Sy Nos 449, 450, 451, 452, 453, 455, 460,461 in Pudussery Central Village, Palakkad Taluk, Palakkad (SIA/KL/INFRA2/431610/2023, 2340/EC3/SEIAA/2023)

Sri. Prashant Singh, Director, Blue Planet Palakkad Waste Solutions Pvt. Ltd, 12th Floor, 1201-1203, Meridian Business Centre Plot No. 27, Sector 30A, Vashi, Navi Mumbai Thane District Maharashtra - vide application received on 25.08.23 sought Terms of Reference for the Sanitary Landfill Development (Phase-II)” for Disposing the Inerts

Generated from Phase-I of the 200 TPD Waste to Energy Plant of M/s. Blue Planet Palakkad Waste Solutions Pvt. Ltd at Block 34, Re Sy Nos 449, 450, 451, 452, 453, 455, 460,461 in Pudukkottai Central Village, Palakkad Taluk, Palakkad, Kerala.

The Authority noted that SEAC in its 150th meeting recommended the Standard ToR with certain additional studies.

The Authority decided to approve the Standard Terms of Reference under category 7(i) “Common Municipal Solid Waste Management Facility” with the following additional aspects for EIA Study.

- 1. Details of the proposed water sources for the project including the yield characteristics and source sustainability*
- 2. Hydrological and hydrogeological characteristics of the area and specific impact on the upstream and downstream portion of the watershed and drinking water sources in which the proposed site falls.*

Item No.6

**ToR for the Regularization of existing Re-Rolling mill by M/s. Palakkad Steels Pvt. Ltd of Richa Tantia, Managing Director at Sy. No. 592-1B, IDA in Kanjikode, Pudukkottai Village, Palakkad Taluk and District
SIA/KL/IND1/437128/2023, 2321/EC1/2023/SEIAA**

Sri. Richa Tantia, Managing Director, M/s. Palakkad Steels Pvt. Ltd - vide application received on 18.07.23 sought Terms of Reference for the Regularization of existing Re-Rolling mill by M/s. Palakkad Steels Pvt. Ltd at Sy. No. 592-1B, IDA in Kanjikode, Pudukkottai Village, Palakkad Taluk and District.

The Authority noted that SEAC in its 149th meeting recommended the Standard ToR with certain additional studies. The Authority observed that the MoEF&CC vide S.O.3250 (E) dated 20.07.2022 directed all the standalone re-rolling units or cold rolling units, which are in existence and in operation as on date of the Notification with valid Consent to Establish and Consent to Operate shall apply online for grant of Terms of Reference followed by Environmental Clearance and the said units shall be granted Standard Terms of Reference as per item 3(a) of the EIA Notification and shall be exempted from the requirement of public consultation.

The Authority decided to approve the Standard Terms of Reference for the existing Re-Rolling Mill by M/s. Palakkad Steels Pvt. Ltd under category 3(a) “c” Secondary Metallurgical Processing Industry with the following additional aspects for EIA Study.

- 1. Details of the proposed water sources for the project including the yield characteristics and source sustainability*
- 2. Measures proposed for enhancing the recycling of used water, recharging the water sources and rainwater harvesting*

Item No.7

**ToR for the Regularization of existing Mild Steel Re-Rolling mill by M/s. Lal Steels Pvt. Ltd. of Rathan Lal Tantia, Managing Director at Sy. No. 407/1 in Pudussery Central Village, Palakkad Taluk and District.
SIA/KL/IND1/437368/2023, 2319/EC1/2023/SEIAA**

Sri. Rathan Lal Tantia, Managing Director, M/s. Lal Steels Pvt. Ltd - vide application received on 19.07.23 sought Terms of Reference for the regularization of existing Mild Steel Re-Rolling mill by M/s. Lal Steels Pvt. Ltd. at Sy. No. 407/1 in Pudussery Central Village, Palakkad Taluk and District.

The Authority noted that SEAC in its 149th meeting recommended the Standard ToR with certain additional studies. The Authority observed that the MoEF&CC vide S.O.3250 (E) dated 20.07.2022 directed all the standalone re-rolling units or cold rolling units, which are in existence and in operation as on date of the Notification with valid Consent to Establish and Consent to Operate shall apply online for grant of Terms of Reference followed by Environmental Clearance and the said units shall be granted Standard Terms of Reference as per item 3(a) of the EIA Notification and shall be exempted from the requirement of public consultation.

The Authority decided to approve the Standard Terms of Reference for the existing Mild Steel Re-Rolling Mill by M/s. Lal Steels Pvt. Ltd. under category 3(a) “c” Secondary Metallurgical Processing Industry with the following additional aspects for EIA Study.

- 1. Details of the proposed water sources for the project including the yield characteristics and source sustainability*

2. *Measures proposed for enhancing the recycling of used water, recharging the water sources and rainwater harvesting*

Item No.8

**ToR for the Granite Building Stone Quarry of Sri. James Joseph, Managing Partner, M/S J&P Constructions, for an area of 3.6716Ha at Re-Survey Nos: 371/1, 371/2, 371/3, 371/4, 371/5 in Ongallur II Village, Pattambi Taluk, Palakkad.
SIA/KL/MIN/437598/2023 , 2328/EC1/2023/SEIAA**

Sri. James Joseph, Managing Partner, M/S J&P Constructions vide application received on 24.07.23 sought Terms of Reference for the Granite Building Stone Quarry at Re-Survey Nos. 371/1,371/2,371/3,371/4,371/5 in Ongallur II Village, Pattambi Taluk, Palakkad District.

The Authority noted that SEAC in its 149th meeting recommended the Standard ToR with certain additional studies. The Authority noticed that as per the Cluster Certificate dated 12.03.2023, there are three other quarries within the radius of 500m and altogether having an area of 6.6512 Ha.

The Authority decided to approve the Standard Terms of Reference with the following additional aspects for EIA Study.

1. *EIA study should specifically highlight the details of all the quarries which are operational and not subjected to closure within the impact zone and impact assessed and environmental management plan prepared comprehensively.*
2. *Hydrological and hydrogeological characteristics of the area and specific impact on the upstream and downstream portion of the watershed in which the proposed site falls.*
3. *Vibration studies to evaluate the zone of influence and impact of blasting on the neighbourhood as suggested in para (e) of OM No Z -11013/57/2014-IA.II (M) dated 29-10- 2014 of MoEF&CC.*

Item No.9

ToR for the Existing Re-Rolling mill by M/s Steel Max Rolling Mills Limited of Sri. Shabir Koodathil, General Manager, at Sy Nos. 560, 560/2, 560/3, in Pudussery Village, Palakkad Taluk and District

Sri. Shabir Koodathil, General Manager, M/s. M/s Steel Max Rolling Mills Limited vide application received on 17.07.23 sought Terms of Reference for the regularization of existing Re-Rolling mill at Sy. Nos. 560, 560/2, 560/3 in Pudussery Village, Palakkad Taluk and District.

The Authority noted that SEAC in its 149th meeting recommended the Standard ToR with certain additional studies. The Authority observed that the MoEF&CC vide S.O.3250 (E) dated 20.07.2022 directed all the standalone re-rolling units or cold rolling units, which are in existence and in operation as on date of the Notification with valid Consent to Establish and Consent to Operate shall apply online for grant of Terms of Reference followed by Environmental Clearance and the said units shall be granted Standard Terms of Reference as per item 3(a) of the EIA Notification and shall be exempted from the requirement of public consultation.

The Authority decided to approve the Standard Terms of Reference for the existing Re-Rolling Mill by M/s Steel Max Rolling Mills Limited under category 3(a) “c” Secondary Metallurgical Processing Industry with the following additional aspects for EIA Study.

- 1. Details of the proposed water sources for the project including the yield characteristics and source sustainability*
- 2. Measures proposed for enhancing the recycling of used water, recharging the water sources and rainwater harvesting.*

Item No.10

**ToR for the Existing Re-Rolling mill by M/s. Prince TMT Steels Pvt Ltd of Sri. Suthesh Kumar. M, Deputy General Manager, at Survey Nos. 548, 550, 554, 559, in Pudussery Central Village, Palakkad Taluk and District
SIA/KL/IND1/436914/2023, 2323/EC1/2023/SEIAA**

Sri. Suthesh Kumar. M, Deputy General Manager, Prince TMT Steels Pvt Ltd. vide application received on 16.07.23 sought Terms of Reference for the existing Re-Rolling mill at Survey Nos. 548, 550, 554, 559 in Pudussery Central Village, Palakkad Taluk and District.

The Authority noted that SEAC in its 149th meeting recommended the Standard ToR with certain additional studies. The Authority observed that the MoEF&CC vide S.O.3250 (E) dated 20.07.2022 directed all the standalone re-rolling units or cold rolling units, which are in existence and in operation as on date of the Notification with valid Consent to Establish and Consent to Operate shall apply online for grant of Terms of Reference followed by Environmental Clearance and the said units shall be granted Standard Terms of Reference as per item 3(a) of the EIA Notification and shall be exempted from the requirement of public consultation.

The Authority decided to approve the Standard Terms of Reference for the existing Re-Rolling Mill by M/s. Prince TMT Steels Pvt Ltd under category 3(a) “c” Secondary Metallurgical Processing Industry with the following additional aspects for EIA Study.

- 1. Details of the proposed water sources for the project including the yield characteristics and source sustainability*
- 2. Measures proposed for enhancing the recycling of used water, recharging the water sources and rainwater harvesting.*

Item No.11

Terms of Reference for the proposed Granite Building Stone Quarry of Mr. P. J Jose for an area of 2.7057 ha, at Survey Nos. 492/4/1, 574/1A/9/9/19, 574/1A/9/9/20, 574/1A/11/11/6 in Pindimana Village, Kothamangalam Taluk, Ernakulam (SIA/KL/MIN/436975/2023, 2327/EC3/2023/SEIAA)

Sri. P. J Jose submitted application for ToR for the Granite Building Stone Quarry at Survey Nos. 492/4/1, 574/1A/9/9/19, 574/1A/9/9/20, 574/1A/11/11/6 over an area of 2.7057 Ha in Pindimana Village, Kothamangalam Taluk, Ernakulam District.

The Authority noted that SEAC in its 149th meeting recommended the Standard ToR with certain additional studies. The Authority noticed that as per the Cluster Certificate dated 14.02.2023, there are two other quarries within the radius of 500m and altogether having an area of 7.6389 Ha.

The Authority decided to approve the Standard Terms of Reference with the following additional aspects for EIA Study.

- 1. EIA study should specifically highlight the details of all the quarries which are operational and not subjected to closure within the impact zone and impact assessed and environmental management plan prepared comprehensively.*
- 2. Hydrological and hydrogeological characteristics of the area and specific impact on the upstream and downstream portion of the watershed in which the proposed site falls.*
- 3. Vibration studies to evaluate the zone of influence and impact of blasting on the neighbourhood as suggested in para (e) of OM No Z -11013/57/2014-IA.II (M) dated 29-10- 2014 of MoEF&CC.*

Item No.12

ToR for the Regularization of Existing Steel making and Rolling mill by M/s. World Wide Iron & Steels Pvt. Ltd. at Sy. Nos. 13/628, 629, 630, Pudussery Central Village, Palakkad Taluk and District (SIA/KL/IND1/437098/2023, 2338/EC1/2023/SEIAA)

Sri. Hashim K. P., Director, M/s. World Wide Iron & Steels Pvt. Ltd, vide application received on 09.08.23 sought Terms of Reference for the regularization of existing Steel making and Rolling mill at Sy. Nos. 13/628, 629, 630, Pudussery Central Village, Palakkad Taluk and District.

The Authority noted that SEAC in its 150th meeting recommended the Standard ToR with certain additional studies. The Authority observed that the MoEF&CC vide S.O.3250 (E) dated 20.07.2022 directed all the standalone re-rolling units or cold rolling units, which are in existence and in operation as on date of the Notification with valid Consent to Establish and Consent to Operate shall apply online for grant of Terms of Reference followed by Environmental Clearance and the said units shall be granted Standard Terms of Reference as per item 3(a) of the EIA Notification and shall be exempted from the requirement of public consultation.

The Authority decided to approve the Standard Terms of Reference for the existing Steel making and Rolling mill by M/s. World Wide Iron & Steels Pvt. Ltd. under category 3(a) “c” Secondary Metallurgical Processing Industry with the following additional aspects for EIA Study.

1. *Details of the proposed water sources for the project including the yield characteristics and source sustainability*
2. *Measures proposed for enhancing the recycling of used water, recharging the water sources and rainwater harvesting.*

Item No.13

**ToR for the Regularization of Existing Re-Rolling mill by M/s. Vadhi Steels Private Limited at Sy. Nos. 36/16, 31/12, 37/40, 31/14, 31/13, in Kuttikkattoor Village, Peruvayal Panchayath, Kozhikode Taluk, Kozhikode, Kerala
SIA/KL/IND1/437349/2023, 2325/EC4/2023/SEIAA**

Sri. P. K. Moideen Koya Managing Director M/s. Vadhi Steels Private Limited 13/180 C, Anakuzhikkara, P.O Kuttikkattoor, Kozhikode -673008 submitted an application for ToR for the regularization of Existing Re-Rolling mill at Sy. Nos. 36/16,31/12,37/40,31/14,31/13, in Kuttikkattoor Village, Peruvayal Panchayath, Kozhikode Taluk, Kozhikode.

The Authority noted that SEAC in its 149th meeting recommended the Standard ToR with certain additional studies. The Authority observed that the MoEF&CC vide S.O.3250 (E) dated 20.07.2022 directed all the standalone re-rolling units or cold rolling units, which are in existence and in operation as on date of the Notification with valid Consent to Establish and Consent to Operate shall apply online for grant of Terms of Reference followed by Environmental Clearance and the said units shall be granted Standard Terms of Reference as per item 3(a) of the EIA Notification and shall be exempted from the requirement of public consultation.

The Authority decided to approve the Standard Terms of Reference for the existing Re-Rolling Mill by M/s. Vadhi Steels Private Limited under category 3(a) “c” Secondary Metallurgical Processing Industry with the following additional aspects for EIA Study.

1. *Details of the proposed water sources for the project including the yield characteristics and source sustainability*
2. *Measures proposed for enhancing the recycling of used water, recharging the water sources and rainwater harvesting.*

Item No.14

**ToR for the Regularization of Existing Steel making and Rolling mill of M/s. Minar Ispat Private Limited at Sy. Nos. 30/1C, 31/1, 31/2, 37/2B in Kuttikatoor Village, Peruvayal Panchayat, Kozhikode Taluk, Kozhikode, Kerala
SIA/KL/IND1/437381/2023, 2324/EC4/2023/SEIAA**

Sri. A. Mohammed Shafi, Managing Director, M/s. Minar Ispat Private Limited submitted an application for ToR via PARIVESH for the regularization of Existing Steel making and Rolling mill of M/s. Minar Ispat Private Limited at Sy. Nos. 30/1C, 31/1, 31/2, 37/2B in Kuttikatoor Village, Peruvayal Panchayath, Kozhikode Taluk, Kozhikode.

The Authority noted that SEAC in its 149th meeting recommended the Standard ToR with certain additional studies. The Authority observed that the MoEF&CC vide S.O.3250 (E) dated 20.07.2022 directed all the standalone re-rolling units or cold rolling units, which are in existence and in operation as on date of the Notification with valid Consent to Establish and Consent to Operate shall apply online for grant of Terms of Reference followed by Environmental Clearance and the said units shall be granted Standard Terms of Reference as per item 3(a) of the EIA Notification and shall be exempted from the requirement of public consultation.

The Authority decided to approve the Standard Terms of Reference for the existing Steel making and Rolling Mill of M/s. Minar Ispat Private Limited under category 3(a) “c” Secondary Metallurgical Processing Industry with the following additional aspects for EIA Study.

- 1. Details of the proposed water sources for the project including the yield characteristics and source sustainability*
- 2. Measures proposed for enhancing the recycling of used water, recharging the water sources and rainwater harvesting.*

Item No.15

**Terms of Reference for the Regularization of existing steel making and rolling mill by M/s. Beepath Castings (P) Ltd. of Hafeez Ulla, Director at Sy. No. 356/2, in Pudussery Central Village, Palakkad Taluk and District
SIA/KL/IND1/437394/2023, 2318/EC1/2023/SEIAA**

Sri. Hafeez Ulla, Director, M/s. Beepath Castings (P) Ltd . vide application received on 19.07.23 sought Terms of Reference for the regularization of existing steel making and rolling mill by M/s. Beepath Castings (P) Ltd at Sy. No. 356/2 in Pudussery Central Village, Palakkad Taluk and District.

The Authority noted that SEAC in its 149th meeting recommended the Standard ToR with certain additional studies. The Authority observed that the MoEF&CC vide S.O.3250 (E) dated 20.07.2022 directed all the standalone re-rolling units or cold rolling units, which are in existence and in operation as on date of the Notification with valid Consent to Establish and Consent to Operate shall apply online for grant of Terms of Reference followed by Environmental Clearance and the said units shall be granted Standard Terms of Reference as per item 3(a) of the EIA Notification and shall be exempted from the requirement of public consultation.

The Authority decided to approve the Standard Terms of Reference for the existing Steel making and Rolling mill by M/s. Beepath Castings (P) Ltd. under category 3(a) “c” Secondary Metallurgical Processing Industry with the following additional aspects for EIA Study.

- 1. Details of the proposed water sources for the project including the yield characteristics and source sustainability*
- 2. Measures proposed for enhancing the recycling of used water, recharging the water sources and rainwater harvesting.*

Item No.16

**ToR for the Granite Building Stone Quarry of Sri. Prakash N at Re-Sy Nos: 230/1, 230/4, 230/5, 230/9,230/10, 230/11, 230/12, 231/5 in Mangalam Dam Village, Alathur Taluk, Palakkad District
(SIA/KL/MIN/441180/2023, 2369/EC2/2023/SEIAA)**

Sri. Prakash N, Prakash Nivas,Vaniyar Street, Vandazhi-II, Mudappalloor, Palakkad vide application received on 23.08.23 sought Terms of Reference for the Granite Building Stone Quarry at Re-Survey No's: 230/1, 230/4, 230/5, 230/9,230/10, 230/11, 230/12, 231/5 in Mangalam Dam Village, Alathur Taluk, Palakkad.

The Authority noted that SEAC in its 150th meeting recommended the Standard ToR with certain additional studies. The Authority noticed that as per the Cluster Certificate dated 21.07.2023, there are three other quarries within the radius of 500m and altogether having an area of 13.6645 Ha.

The Authority decided to approve the Standard Terms of Reference with the following additional aspects for EIA Study.

- 1. EIA study should specifically consider the details of all the quarries that are operational including the ones that area not subjected to closure within the impact zone and impact assessed and environmental management plan prepared comprehensively.*
- 2. Hydrological and hydrogeological characteristics of the area and specific impact on the upstream and downstream portion of the watershed in which the proposed site falls.*
- 3. Vibration studies to evaluate the zone of influence and impact of blasting on the neighbourhood as suggested in para (e) of OM No Z -11013/57/2014-IA.II (M) dated 29-10- 2014 of MoEF&CC.*

Item No.17

**Terms of Reference for the Expansion of Rolling mill by M/s. Kairali Steels and Alloys Pvt. Ltd by Sri.Geo Jose, General Manager, at Survey Nos. 250/2,3,4,5,6 & 258 in Pudussery Central Village, Palakkad Taluk and District
SIA/KL/IND1/437083/2023 , 2320/EC1/2023/SEIAA**

Sri. Geo Jose, General Manager, M/s. Kairali Steels and Alloys Pvt. Ltd. vide application received on 18.07.23 sought Terms of Reference for the Expansion of Rolling mill at Sy. Nos. 250/2,3,4,5,6 and 258 in Pudussery Central Village, Palakkad Taluk and District.

The Authority noted that SEAC in its 149th meeting recommended the Standard ToR with certain additional studies. The Authority observed that the MoEF&CC vide S.O.3250 (E) dated 20.07.2022 directed all the standalone re-rolling units or cold rolling units, which are in existence and in operation as on date of the Notification with valid Consent to Establish and Consent to Operate shall apply online for grant of Terms of Reference followed by Environmental Clearance and the said units shall be granted Standard Terms of Reference as

per item 3(a) of the EIA Notification and shall be exempted from the requirement of public consultation.

The Authority decided to approve the Standard Terms of Reference for the expansion of Rolling mill by M/s. Kairali Steels and Alloys Pvt. Ltd under category 3(a) “c” Secondary Metallurgical Processing Industry with the following additional aspects for EIA Study.

- 1. Details of the proposed water sources for the project including the yield characteristics and source sustainability*
- 2. Measures proposed for enhancing the recycling of used water, recharging the water sources and rainwater harvesting.*

General decisions:

1) Deliberation of S.O.3250 (E) dated.20.07.2023

The Authority deliberated the S.O.3250 (E) dated 20.07.2022 and S O. 3372 (E) dated 26th July 2023 of MoEF&CC directing all the standalone re-rolling units or cold rolling units, which are in existence and in operation as on date of the Notification with valid Consent to Establish and Consent to Operate shall apply online for grant of Terms of Reference followed by Environmental Clearance and the said units shall be granted Standard Terms of Reference as per item 3(a) of the EIA Notification and shall be exempted from the requirement of public consultation. Provided that the application for the grant of ToR shall be made within a period of one year and six months from 20-07-2022.

The Authority observed that most of the applications received for granting Terms of Reference for the existing steel re-rolling mills are operating in Pudussery Central Village. Palakkad. The Authority decided to refer the matter to DoE&CC to conduct a study on the negative environmental load in the project region considering the village as a whole and recommend for collective environmental ameliorative measures to be taken if required. The expenditure should be met by the entire project proponent in the Project region.

The Authority noticed that large number of steel re-rolling units presently working in the state, comes under the purview of the said Notification and only a few had approached SEIAA for granting ToR/EC. The Authority decided to bring the matter to the notice of the

District Collectors, Director, Industries Department and the State Pollution Control Board to take necessary action in this regard explaining the consequences of not following the directions contained in S.O cited.

2) Appointment of Standing Counsel in the Hon'ble National Green Tribunal (SZ)

As per G.O(Rt.) No.174/2014/Envr dated.25.09.2014, Adv.Vidyalakshmi Vipin was engaged as Standing Counsel for SEIAA at National Green Tribunal (SZ). As per email dated 25.07.2022 Adv.Vidyalakshmi Vipin has informed that she has relocated to United Kingdom and hence requested to engage another advocate to represent SEIAA before NGT. Hence as per the directions of the Government, request was forwarded to the Advocate General to furnish a panel of three lawyers who are well versed in Environmental Protection Laws for the appointment as Standing Counsel for SEIAA. The panel thus furnished by the Advocate General has already been forwarded to Government for posting a new Standing Counsel. The delay in appointing the Standing Counsel has adversely affected proper defence of SEIAA in the cases presented before NGT, Chennai. The Chairman has brought this aspect to the notice of CS as well as well MS for an urgent follow up action but no action is taken so far.

Hence the Authority decided to request the Secretary, Environment Department once again to take urgent follow up action in the matter and ensure the posting of Standing Counsel without further delay. JS Administration to follow up the case on continuous basis till a standing Counsel is posted.

Sd/-

**Dr. H. Nagesh Prabhu IFS (Retd)
Chairman, SEIAA**

Sd/-

**Sri. K.Krishna Panicker
Expert Member, SEIAA**

Sd/-

**Dr. Rathan U. Kelkar, IAS
Member Secretary, SEIAA**