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	STATE ENVIRONMENTAL IMPACT ASSESSMENT AUTHORITY (SEIAA)-DELHI OFFICE OF DELHI POLLUTION CONTROL COMMITTEE 5th FLOOR, ISBT BUILDING, KASHMERE GATE, DELHI 110006 Visit us at http://dpcc.delhigovt.nic.in
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F.No. DPCC/SEIAA/2015/27/ 2587- 2593

Dated: 14/01/2016

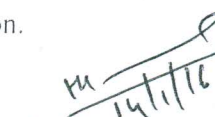
MINUTES OF MEETING

Please find enclosed the minutes of meeting of 27th meeting of the State Environmental Impact Assessment Authority (SEIAA) held on **24.11.2015** in the Conference Room of DPCC, at 5th Floor, ISBT Building, Kashmere Gate, Delhi – 110006, for information and necessary action, if any.


(Sh. H.S. Sohal)
MS, SEIAA

To:

1. **Sh. Krishna Mohan Sahni, IAS Rtd. (Chairman, SEIAA)**, House No.38, Pkt 2, Jasola Vihar, Behind Apollo Hospital, New Delhi-11002.
2. **Dr. Kamal K Pant (Professor) (Member, SEIAA)**, Department of Chemical Engineering IIT Delhi, Hauz Khas, New Delhi-110016
3. **Additional Principal Chief Conservation of Forest (C)**, Regional Office (Central), Ministry of environment & Forest, Regional Office, Kendriya Bhawan, 5th Floor, Sector-H, Aliganj, Lucknow-226024.
4. **Dr. Mukesh Khare (Professor) (Chairman, SEAC)**, Department of Civil Engineering, Indian Institute of Technology, Delhi Hauz Khas, New Delhi-110016.
5. **Director (Environment), (Secretary, SEAC)**, Department of Environment, Government of NCT of Delhi.
6. **PS to Secretary (Environment) cum Chairman, DPCC**- for kind information.
7. **IT Cell** for placing the minutes on website.


(Sh. H.S. Sohal)
MS, SEIAA

**STATE ENVIRONMENTAL IMPACT ASSESSMENT AUTHORITY
(SEIAA)-DELHI**

OFFICE OF DELHI POLLUTION CONTROL COMMITTEE
5th FLOOR, ISBT BUILDING, KASHMERE GATE, DELHI-110006
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Minutes of the 27th meeting of State Level Environmental Impact Assessment Authority (SEIAA) held on 24.11.2015 at 4.00 pm in the Conference Room of Delhi Pollution Control Committee.

The 27th meeting of the State Level Environmental Impact Assessment Authority (SEIAA) was held on 24.11.2015 in the Conference Room of Delhi Pollution Control Committee, ISBT Building, Kashmire Gate, Delhi-06.

The meeting was held under the Chairmanship of Sh. Krishna Mohan Sahni. The following were present in the meeting:

- | | | |
|----------------------------|---|------------------|
| 1) Sh. Krishna Mohan Sahni | - | Chairman |
| 2) Dr. Kamal K Pant | - | Member |
| 3) Sh.H. S. Sohal | - | Member Secretary |

Sh. Pankaj Kapil, SEE, DPCC, Sh. Surender Singh, EE, and Sh. S. K. Goyal, EE, DPCC assisted the Authority during the meeting.

The members of Authority were apprised about the MoEF&CC, Office Memoranda dated 10.11.2015, about the thrust areas of environmental sustainability while appraising the item 8(a) and 8 (b) of EIA Notification 2006.



(Sh. Krishna Mohan Sahni)
Chairman, SEIAA



(Sh. H.S. Sohal)
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Case No: 20

Name of the Project	"Environmental Clearance for renovation of M/s Hotel Queen Road Pvt. Ltd., 19, Ashoka Road, New Delhi..
Project Proponent	M/s Hotel Queen Road Pvt. Ltd., 19, Ashoka Road, New Delhi.

As decided in the previous meeting, Law Officer of DPCC was invited for discussion. It was deliberated that the OMs of MoEF&CC dated 16.11.2010, 12.12.2012 & 27.06.2013 were quashed by Hon'ble National Green Tribunal, vide its judgment dated 07.07.2015 in OA No. 37 of 2015. Later on, Hon'ble Supreme Court stayed the aforesaid judgment of NGT in Civil Appeal No. 7191 of 2015 on 24.09.2015.

In the present case, the Authority was of the view that such incidences of going ahead and completing the project without prior EC should be restrained with deterrence.

Keeping in view the aforesaid, it was decided to seek legal opinion from appropriate section of DPCC to consider further course of action in the present matter apropos of relevant court orders, as also OMs / notifications issued by MoEF&CC on the subject.



(Sh. Krishna Mohan Sahni)
Chairman, SEIAA



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Case No: 163

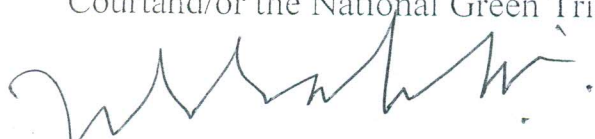
Name of the Project	"M/s B.A.P.S. Swami Narayan Sanstha, SwaminarayanAkshardhamMandir, N.H-24, AkshardhamSetu, New Delhi..
Project Proponent	Mr. Jayesh Kishore Gadhia, M/s B.A.P.S. Swami Narayan Sanstha, SwaminarayanAkshardhamMandir, N.H-24, AkshardhamSetu, New Delhi

As decided in the previous meeting, Law Officer of DPCC was invited for discussion. It was deliberated that the OMs of MoEF&CC dated 16.11.2010, 12.12.2012 & 27.06.2013, were quashed by Hon'ble National Green Tribunal vide judgment dated 07.07.2015 in OA No. 37 of 2015. Later on, Hon'ble Supreme Court stayed the said judgment dated 07.07.2015 of NGT in Civil Appeal No. 7191 of 2015 on 24.09.2015.

Subsequent to the quashing of OMs of MoEF in the aforesaid OA, NGT in other OA No. 37/2015 on 10.07.2015 in Appeal No. 98/2015, directed M/s B.A.P.S. Swami Narayan Sanstha to pay 5% of the expansion project value.

A Review Application has been filed by the M/s B.A.P.S. Swami Narayan Sanstha before the Hon'ble NGT, seeking recall/review of the order dated 10.7.2015. The said Review Petition is pending, and final decision in the same is yet to be pronounced by the NGT.

As the legal action to be taken in the present matter is on the basis of the OMs under reference and related matter in the Apex Court and as the Hon'ble. Apex Court has not given any decision in this matter, the Authority decided that further action be taken after the final judgment/directions of the Apex Court and/or the National Green Tribunal.


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Case No: 228

Name of the Project	"Expansion of Hospital Project" at Max Super Specialty Hospital at 108-A, Indraprastha Extension, Patparganj, Delhi-110092.
Project Proponent	SurendarKaul, Executive Trustee, Balaji Medical and Diagnostic Research Centre, 108 A, Indraprastha Extension, Parpatganj, Delhi-92
E-mail	Surendra.kaul@yahoo.com
Telephone	011-43033333, Extn-1332
Fax No.	011-22235563
Project Consultant	M/s Grass Roots Research & Creation India (P) Ltd
Date of Application	29.07.2015

The proposal is for Environmental Clearance for "Expansion of Hospital Project" at Max Super Specialty Hospital at 108-A, Indraprastha Extension, Patparganj, Delhi-110092, by M/s Balaji Medical and Diagnostic Research Centre.

The SEIAA was informed about the recommendation of the SEAC in its meeting held on 17.10.2015 to delist the project in view of request of Project Proponent made vide letter submitted on 16.10.2015, stating that due to certain changes suggested by EDMC and revised profile, their project has gone under major changes and now they would like to resubmit their proposal, and further requested to treat their application for EC as withdrawn.

The recommendation of the SEAC to delist the project was discussed in the meeting and it was decided to **refer the case back to SEAC** to link the case with the fresh proposal to be submitted by the Project Proponent.



(Sh. Krishna Mohan Sahni)
Chairman, SEIAA



(Sh. H.S. Sohal)
MS, SEIAA

Name of the Project	"Construction of Elevated Road over BarapullahNallah starting from Sarai Kale Khan to MayurVihar, New Delhi (Phase-III).
Project Proponent	Executive Engineer, Public Work Department, GNCTD

Public Work Department, GNCTD has submitted a letter dated 10.11.2015 addressed to SEIAA, Delhi regarding their ongoing project **"Construction of Elevated Road over BarapullahNallah starting from Sarai Kale Khan to MayurVihar, New Delhi (Phase-III).**

Sh. Manoj Mishra, has filed OA No. 479/2015 titled as "Sh. Manoj Kr Mishra Vs NCT of Delhi and Others" for the grievance that the construction was started without prior EC. Hon'ble NGT, vide its order dated 26.10.2015, in the aforesaid OA directed that there shall be no construction activity of the Barapullah phase-III, without obtaining prior EC. Lateron, Hon'ble NGT, vide its order dated 16.11.2015, has vacated its said order dated 26.10.2015, and directed that all constructions made shall be subject to final decision of this application.

PWD submited the copy EIA report of July, 2014 along with above representation and claiming that EIA notification, 2006, including its amendment, are not applicable to the above project because the project is a infrastructure / highway project 3.5 Km long elevated road in river Yamuna including bridge over river Yamuna. All construction is on stilts. 90 % of the project area is bridge / viaduct which does not attract the provision of EIA notification. They have further stated that the total built up area including bridge is 139085 sqm. The remodelling of UP link road near Mayur Vihar Phase-I is also included in this project in which the existing road will be remodelled. The built up area of remodelling work is approx.10500 to 12000 sqm. The ground coverage for the proposed project is 5 Hectare. The actual figure may vary as per the structural design and drawing requirement which is in the process of finalization and may not exceed the threshold of 150000 sqm of built up area for township and area development project.

Through the aforesaid representation, the Project Proponent has requested to clarify whether Environmental Clearance is required for this project in the light of EIA notification 2006 and / or any other order / judgement passed by any Court/Tribunal.

The Authority decided to **refer the matter to SEAC** for examination and comments/recomendations.

Meeting ended with vote of thanks to Chair.


(Sh. Krishna Mohan Sahni)
Chairman, SEIAA


(Sh. H.S. Sohal)
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