

	STATE ENVIRONMENTAL IMPACT ASSESSMENT
	AUTHORITY (SEIAA)-DELHI
	OFFICE OF DELHI POLLUTION CONTROL COMMITTEE
	5 th FLOOR, ISBT BUILDING, KASHMERE GATE, DELHI 110006
Visit us at http://dpcc.delhigovt.nic.in	

By speed post

F.No. DPCC/SEIAA/2016/35/ 4298-4305/4305

Dated: 22/08/2016

MINUTES OF MEETING

Please find enclosed the minutes of meeting of 35th meeting of the State Environmental Impact Assessment Authority (SEIAA) held on 19.08.2016 in the Conference Room of DPCC, at 5th Floor, ISBT Building, Kashmere Gate, Delhi – 110006, for information and necessary action, if any.

(Dr. S. D. Singh)
Member Secretary

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. Director, Mahatma Gandhi Institute of Combating Climate Change (MGICCC)(Member Secretary, SEIAA), Department of Environment, Government of National Capital Territory of Delhi, Pall-Bakthawarpur Road, Alipur, New Delhi, Delhi-110036.
4. 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.
5. Dr. Mukesh Khare (Professor) (Chairman, SEAC), Department of Civil Engineering, Indian Institute of Technology, Delhi Hauz Khas, New Delhi-110016.
6. Director (Environment), (Secretary, SEAC), Department of Environment, Government of NCT of Delhi.
7. PS to Secretary (Environment) cum Chairman, DPCC- for kind information.
8. IT Cell for placing the minutes on website.

(Dr. S. D. Singh)
Member Secretary

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

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Minutes of the 35th meeting of State Level Environmental Impact Assessment Authority (SEIAA) held on 19.08.2016 at 11.00 am in the Conference Room of Delhi Pollution Control Committee.

The 35th meeting of the State Level Environmental Impact Assessment Authority (SEIAA) was held on 19.08.2016 in the Conference Room of Delhi Pollution Control Committee, ISBT Building, Kashmiri Gate, Delhi-06.

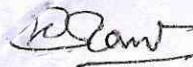
The meeting was held under the Chairmanship of Sh. Krishna Mohan Sahni. The following were present in the meeting:

- 1) Sh. Krishna Mohan Sahni - Chairman
- 2) Dr. Kamal K Pant - Member
- 3) Dr. S. D Singh - Member Secretary

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

(Krishna Mohan Sahni)
Chairman, SEIAA


19.8.16
(Dr. S D. Singh)
Member Secretary, SEIAA


19/8/16
(Dr. K.K Pant)
Member, SEIAA

AGENDA NO: 1

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

Case was taken up in the 30th SEIAA meeting held on 30.03.2016 and the Authority desired that the required legal opinion be arranged by 15.04.2016 for its consideration in next meeting.

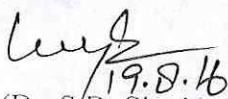
Case was taken up in the 31st SEIAA meeting held on 19.04.2016, 32nd SEIAA meeting held on 05.05.2016 and the issue was deliberated further in 33rd SEIAA meeting held on 07.06.2016. As per advice received from legal cell of DPCC, it was decided that the project proponent be asked to provide status of action taken by them in pursuance of Hon'ble NGT judgement order dated 10.07.2015 and the order dated 14.03.2016 passed in review application No.19/2016, for taking further course of action. Accordingly the letter was issued on 17.06.2016 and the project proponent vide letter dated 21.06.2016 has informed that they have approached to Principal Committee.

Case was taken up in the 34th SEIAA meeting held on 05.07.2016 and it was decided that the Principal Committee be requested to apprise the status on the report of the Project Proponent in view of Hon'ble NGT order dated 14.03.2016. Project proponent be also asked to provide the details of matter referred. Accordingly letter to Principal Committee & Project Proponent were issued on 21.07.2016. No reply/response received, so far.

The issue was deliberated in the meeting and it was decided to issue reminder regarding action taken on above to Project Proponent and Principal Committee. It was decided to ask Project Proponent to submit the status of construction within 30 days. It was also decided that the Regional Office, MoEF & CC be requested to provide the present status of compliance of Environmental Clearance granted upon physical verification.



(Krishna Mohan Sahni)
Chairman, SEIAA



(Dr. S.D. Singh)
Member Secretary, SEIAA



(Dr. K.K. Pant)
Member, SEIAA

19/8/16

AGENDA NO: 2

Complaint regarding allegedly Fraudulent/False Claim made in EIA Reports submitted to the EAC (MoEF)/ SEIAA & SEAC (Delhi) for Environmental Clearance

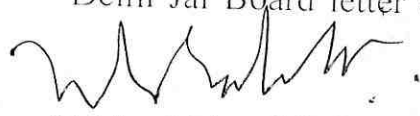
In reference to the representation of Sukh Dukh Ke Sathi Sanstha, B-45, Sadhbhawna Apartments, received vide email dated 25.04.2016, the DJB was requested to provide comments to SEIAA, vide letter dated 17.05.2016 in pursuance of decision taken in 32nd meeting of SEIAA. The requisite input from DJB is still awaited M.S., SEIAA desired that the file with all relevant papers be put up to him for further necessary action in consultation with members of the Authority.

A letter dated 22.06.2016 received from Chief Engineer, Planning, DJB giving reference to Meeting held in chamber of Hon'ble Minister of Water, Delhi deciding that Environmental Clearance of all such project cleared without Consent of Delhi Jal Board should be reviewed again after consultation with DJB and in future same practice may be followed. In the aforesaid letter the DJB has informed that 5 projects have been approved by DJB, 3 projects are under scrutiny, 10 projects have not submitted the proposal and 2 projects pertain to NDMC.

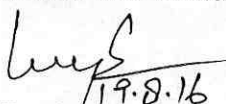
In this regard the Authority observed that the Environmental clearances are issued with certain conditions, one of them is seeking clearance from DJB also. SEIAA is already reviewing the status of compliance of these conditions by seeking the periodical compliance report to be submitted on 1st June & 1st December of calendar year as per provision of EIA Notification, 2006.

The SEAC in its 81st meeting held on 16.07.2016 recommended as follows:

The committee is of the view that appraisal of any project is related to the environmental impact of the activities being undertaken and mitigation measures to be adopted to minimise the impact by sustainable environment management. The conditions in Environment Clearance are imposed accordingly. The Environment Clearance is supposed to be issued at the conceptual stage of the project even before preparation of the land. The environment clearance is independent of other statutory permissions required to be obtained by the project proponent. In view of Delhi Jal Board letter dated 22.06.2016 the conditions decided to be imposed in



(Krishna Mohan Sahni)
Chairman, SEIAA


19.8.16

(Dr. S D. Singh)
Member Secretary, SEIAA

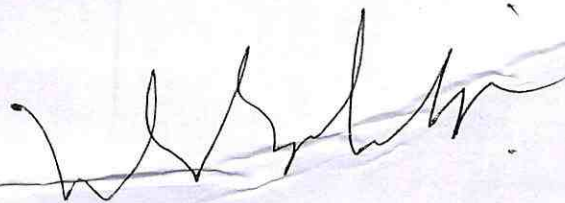


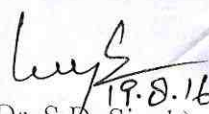
(Dr. K.K. Pant)
Member, SEIAA

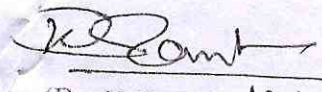
Environmental Clearances being issued by SEAC/SEIAA be vetted legally keeping in view MoEF&CC Office Memorandum No. 21-270/2008-IA.III dated 19.06.2013 read with MoEF&CC Office Memorandum No. 22-154/2015-IA.III dated 10.11.2015, stating that the project will be regulated by the concerned local Civic Authorities under the relevant provisions of the MPD-2021, Building Control Regulations and Safety Regulations.

A letter dated 2.08.2016 has also been issued to Chief Engineer (Planning), DJB apprising that SEIAA is already reviewing the status of compliance of these conditions by seeking the periodical compliance report to be submitted on 1st June & 1st December of calendar year as per provision of EIA Notification, 2006.

The issue was deliberated in the meeting and it was observed that six monthly compliance are not categorical about the status of water supply permission from the concerned authority. Therefore the authority decided that the project proponent be specifically asked to furnish the status of permission/assurances obtained from DJB/NDMC or through authorized sources for meeting out the water supply requirement during the construction as well as operational phase of the project. It was also observed that there are 13 Environmental Clearances which were issued by MoEF & CC in absence of constitution of SEAC & SEIAA Delhi in year 2014-2015. Therefore the compliant may be forwarded to the MoEF & CC, GOI for taking a view in this matter and under intimation to SEIAA-Delhi on the proposal forwarded by DJB vide letter dated: 22.06.2016.


(Krishna Mohan Sahni)
Chairman, SEIAA


(Dr. S.D. Singh)
Member Secretary, SEIAA


(Dr. K.K. Pant)
Member, SEIAA

AGENDA NO: 3

News item published regarding requirement of Environment Clearance to Metro Project.

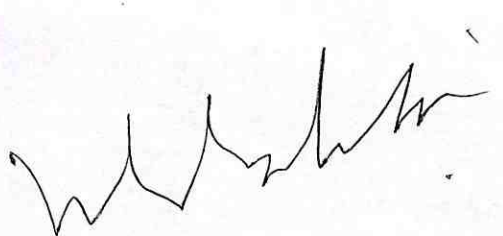
Case was taken up in the 32nd SEIAA meeting held on 05.05.2016 and the Authority took note of the news item published in Times of India on 28.04.2016 titled "Metro projects don't need green nod, NGT told". It was decided that a letter be issued to DMRC advising it to submit a regular compliance report to Deptt of Environment, GNCTD, on the measures taken required to be taken, to avoid adverse impact on environment as cited in the Cabinet note of MoEF & CC June 2009 mentioned in the news item under reference.

The issue was deliberated further in 33rd SEIAA meeting held on 07.06.2016., and the Authority decided to keep the above decision in abeyance for taking a view at a later stage. However it was decided that MS, SEIAA will seek clarification from MoEF & CC on the issue whether the housing project (>20,000 Sq.M built up area) undertaken by DMRC, being similar to projects by DDA & other Govt/private agencies, are required to seek Environmental Clearance under EIA Notification, 2006 in view of the fact that Delhi Metro project is not listed in the schedule of EIA Notification, 2006.

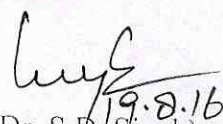
Accordingly letter to MoEF & CC was issued on 17.06.2016.

Issue was taken up in the 34th SEIAA meeting held on 05.07.2016 and it was decided to issue reminder to MoEF & CC. Accordingly decided reminder letter to MoEF was issued on 21.07.2016. No reply/response received, so far.

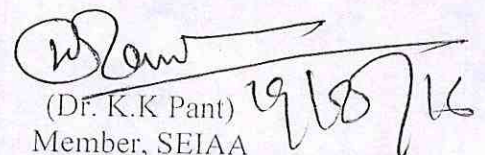
The issue was deliberated in the meeting and it was decided to defer the matter for next meeting putting a personal meeting with MoEF.



(Krishna Mohan Sahni)
Chairman, SEIAA



(Dr. S D. Singh)
Member Secretary, SEIAA



(Dr. K.K. Pant)
Member, SEIAA

AGENDANo.4 :

Issue related to mechanism for Compliance of EC conditions

The SEIAA decided that with immediate effect, all the clearances given till date by the SEIAA w.e.f 28.02.2014 (i.e the date of notification delegating power u/s 5 of EPA to SEIAA) will be reviewed with regard to the status of implementation of terms & conditions imposed, by Authority on each project proponent who are to submit the same twice a year, namely, 1st of June and 1st of December, as prescribed under para 10 (ii) of EIA Notification, 2006.

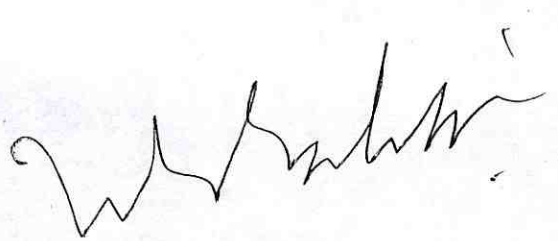
Letter be issued to all such proponents who have not complied in respect of above condition for submission of six monthly compliance report with information to SEAC and MoEF & CC.

Accordingly letter was issued to all 32 Project proponents on 17.06.2016.

Issue was taken up in 33th SEIAA meeting held on 07.06.2016 and it was decided that similar letters be issued to remaining projects to whom Environment Clearances were issued after 28.02.2014 by SEIAA, Delhi.

Issue was taken up in 34th SEIAA meeting held on 05.07.2016, and it was decided that similar letters be issued to remaining projects to whom Environment Clearances were issued after 28.02.2014 by SEIAA, Delhi. Accordingly letter to remaining 23 Project Proponents to whom Environment Clearances were issued after 28.02.2014 by SEIAA, Delhi were issued on 21.07.2016.

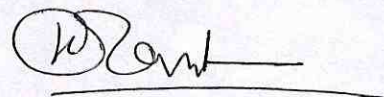
The issue was deliberated in the meeting and it was decided that six monthly report/status of projects as per Environmental Clearance granted be, obtained from all the Project Proponents to whom it has been granted in NCT of Delhi irrespective of issuing authorities (SEIAA- Delhi/ Govt. Of India).



(Krishna Mohan Sahni)
Chairman, SEIAA


19.8.16

(Dr. S D. Singh)
Member Secretary, SEIAA



(Dr. K.K Pant)
Member, SEIAA

Agenda: 05

Case No: 234;

Name of the Project	Correction in error in EC letter for Commercial Complex "Vasant Square Mall"
Project Proponent	Mr. S.C Jain, GM-Services & Environment Management, Suncity Business Tower, 2 nd Floor, Golf Course Road, Sector-54, Gurgaon-122002 New Delhi-110002.
E-mail	scj@suncityprojects.com
Telephone	09654128010
Fax No.	Not Provided
Project Consultant	EQMS
Date of Application	13.10.2014 in DPCC

After due deliberations, the SEAC in its 74th meeting held on 12.12.2015 and decided to issue letter to MoEF&CC to clarify the matter regarding actual built-up area and other details submitted by the Project Proponent while seeking Environmental Clearance dated 22.01.2007 & in view of completion plan and occupancy certificate issued by DDA.

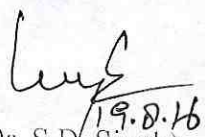
As decided by SEAC, letter was issued to MoEF on 11.01.2016. No reply received so far from MoEF. The SEAC in its 78th meeting held on 09.04.2016 recommended that final reminder be issued to MoEF&CC to clarify the matter within 15 days, in absence of which the SEAC will have no option but to consider the request of project proponent at its level.

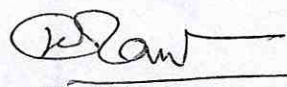
As decided reminder letter was issued to MOEF on 29.04.2016. However, no reply received so far and the SE

AC in its 80th meeting held on 28.05.2016 recommended to issue reminder which was issued on 10.06.2016 no reply received.

The SEAC in its 81st meeting held on 16.07.2016 recommended that the EC was issued by MoEF, GOI, correction of facts & figures could not be considered by the SEAC in absence of any response from MoEF, the project requires fresh appraisal for amendment in the EC at the end of SEAC. Therefore, the present application be delisted with the direction to Project Proponent to apply afresh on OSMEC portal for amendment in EC.


(Krishna Mohan Sahni)
Chairman, SEIAA


(Dr. S D. Singh)
Member Secretary, SEIAA


(Dr. K.K Pant)
Member, SEIAA

The case was deliberated in the meeting and authority decided to delist the case and Project Proponent be asked to apply afresh for amendment in Environmental Clearance on OSMEC portal within 30 days.

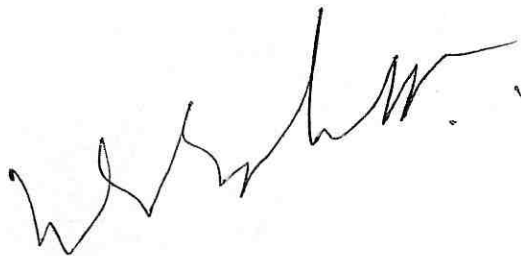
AGENDANo.6:

Complaint against Delhi Development Authority for violations w.r.t. Environmental Clearance conditions in its project titled "Construction of 352 Multistoried 2 Bedroom Apartment adjoining Pocket 3, Sector-19 B, Dwarka, New Delhi."

Matter remanded to SEAC for examination & submitting report upon physical verification within 30 days.

The Authority decided the next meeting to be held on: 05.09.2016.

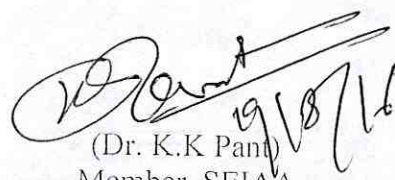
Meeting ended with vote of thanks to Chair.



(Krishna Mohan Sahni)
Chairman, SEIAA


19.8.16

(Dr. S D. Singh)
Member Secretary, SEIAA


19/8/16

(Dr. K.K Pant)
Member, SEIAA