

By speed post

	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/2016/49/6082 - 6089

Dated: 04/07/2017

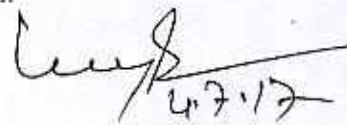
MINUTES OF MEETING

Please find enclosed the minutes of meeting of 49th meeting of the State Environmental Impact Assessment Authority (SEIAA) held on **04.07.2017** 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, HauzKhas, 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 HauzKhas, 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
OFFICE OF DELHI POLLUTION CONTROL COMMITTEE
5th FLOOR, ISBT BUILDING, KASHMERE GATE, DELHI-110006
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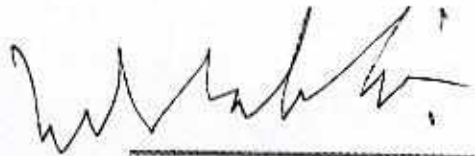
Minutes of the 49th meeting of State Level Environmental Impact Assessment Authority (SEIAA) held on 04.07.2017 at 11.30 am in the Conference Room of Delhi Pollution Control Committee.

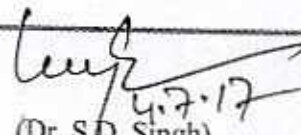
The 49th meeting of the State Level Environmental Impact Assessment Authority (SEIAA) was held on 04.07.2017 in the Conference Room of Delhi Pollution Control Committee, ISBT Building, Kashmiri Gate, Delhi-06.

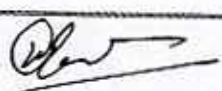
The meeting was held under the Chairmanship of Sh. Krishna Mohan Sahni. The following were present in the meeting:

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

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


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(Krishna Mohan Sahni)
Chairman, SEIAA


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


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

Agenda No-1

A letter dated 15.05.2017 has been received from MoEF & CC regarding the working of SEAC/SEIAA to be made fully online by 30.06.2017

In order to make use of OSMEC portal the secretariat of SEIAA/SEAC, w.e.f 01.12.2015 has stopped accepting the off line application from the project proponents. 10 ECs issued in respect of online applications received after 01.12.2015 have been uploaded on OSMEC portal and along with 2 Amendment of ECs. Agenda and minutes of SEIAA and SEAC are also uploaded on the portal however only the online application can be attached in agenda list as per provisions of software. Offline matters are reflected in PDF format of agenda and minutes. There is no provision to upload agenda and minutes if there is no online case to be considered in meeting.

Following 12 TORs have been issued by SEAC as per decision taken in its meetings. For uploading on OSMEC portal the software warrants online process through SEIAA:

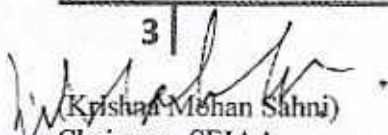
S. No	Case No	Name of the Project	Project Proponent	Proposal No.	File No.	ToR Issued on	EC Issued on
1	315	Residential and Industrial (for Group Housing) Complex" at Swatantra Bharat Mills Complex, 15, Shivaji Marg, New Delhi.	Mr. Kapil Gupta (Authorized Signatory), M/s DLF Home Developers Ltd., DLF Centre, Sansad Marg, New Delhi.	SIA/DL/NC P/11255/2016	DPCC/S EIAA-III/C-315/DL/2016	10.06.2016	17.11.2016
2	322	DCM Residential Group Housing	M/S DCM Ltd, Harsh V. Bansal, C.E.O, 6 th Floor, Vikrant Tower, 4, Rajendra Place, New Delhi, -110006	SIA/DL/NC P/17074/2016	DPCC/S EIAA-III/C-322/DL/2016	10.11.2016	Not issued
3	321	E.C for Barapullah Elevated Road (Phase-III) From Sarai Kale Khan to Mayur Vihar(P	Public Works Department (Govt. of NCT of Delhi)	SIA/DL/NC P/16821/2016	DPCC/S EIAA-III/C-321/DL/2016	10.11.2016	Not issued

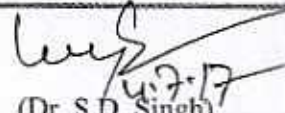
(Krishna Mohan Sahni)
Chairman, SEIAA

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

(Dr. K.K Pant)
Member, SEIAA

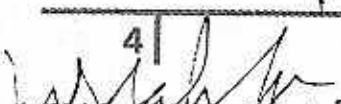
		hase-I), New Delhi.					
4	227	"Environmental Clearance for Proposed Wazirabad bridge project on river Yamuna".	Mr. P. K. Sharma (Executive Engineer-I) Wazirabad Bridge Project, Delhi Tourism and Transportation Development corporation Ltd., Near Petrol Pump Majnu Ka Tila, Outer Ring Road, Delhi-110054.		DPCC/S EIAA-III/C-227/DL/2015	26.10.2015	10.02.2017
5	329	EC for Expansion Project of Society of Unique Hospitals and Research Institute	Chief Manager, Society of Unique Hospital and Research Institute, Sector-19, Dwarka	SIA/DL/NC P/17637/2016	DPCC/S EIAA-III/C-329/DL/2017	24.01.2017	21.04.2017
6	330	EC for Prefab 3BHK, 2BHK&EWS Housing For Delhi Development Authority at Pocket 14, Sector A1A4 Narela Delhi	Executive Engineer, Delhi Development Authority, Northern Division-8, Delhi Development Authority, Alipur Road, Narela, New Delhi	SIA/DL/NC P/18036/2016	DPCC/S EIAA-III/C-330/DL/2017	24.01.2017	16.05.2017

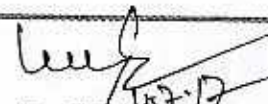
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 (Krishan Mohan Sahni)
 Chairman, SEIAA


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


 (Dr. K.K Pant)
 Member, SEIAA

7	334	EC for Prefab 3BHK, 2BHK&EWS Housing For Delhi Development Authority Pocket 9, Sector - A1A4, Narela, Delhi	Executive Engineer, South Eastern Division-2, Delhi Development Authority, Pocket-1, Dilshad Garden, Delhi	SIA/DL/NC P/17563/2016	DPCC/S EIAA-III/C-334/DL/2017	24.01.2017	16.05.2017
8	332	EC for Prefab 3BHK, 2BHK&EWS Housing For Delhi Development Authority At pocket-3, Sector A1, A4 Narela, Delhi	Delhi Development Authority, Eastern Division-5, Delhi Development Authority, Pok-1, Dilshad Garden, New Delhi	SIA/DL/NC P/17565/2016	DPCC/S EIAA-III/C-332/DL/2017	24.01.2017	16.05.2017
9	331	EC for Prefab 3BHK, 2BHK&EWS Housing For Delhi Development Authority At pocket-13, Sector A1, A4 Narela, Delhi	Executive Engineer Delhi Development Authority, Eastern Division-3, Delhi Development Authority, Pocket-1, Dilshad Garden Delhi	SIA/DL/NC P/17562/2016	DPCC/S EIAA-III/C-331/DL/2017	24.01.2017	16.05.2017
10	333	EC for Prefab 3BHK, 2BHK&EWS Housing For Delhi Development Authority Pocket 4, Sector - A1A4, Narela	Executive Engineer, Delhi Development Authority, South East Division-5, Delhi Development Authority, VasantKunj, New Delhi	SIA/DL/NC P/17564/2016	DPCC/S EIAA-III/C-333/DL/2017	24.01.2017	16.05.2017

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 (Krishna Mohan Sahni)
 Chairman, SEIAA


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


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

11	335	3BHK, 2BHK & EWS Housing For Delhi Development Authority Pocket-6, Sector A1, A4 Narela, Delhi	Executive Engineer, Delhi Development Authority, MPR-1 Delhi Development Authority, DDA complex, Azadpur, New Delhi	SIA/DL/NC P/18983/2017	DPCC/S EIAA-III/C-335/DL/2017	23.03.2017	16.05.2017
12	336	Prefab CAT II & EWS Housing for Delhi Development Authority at Pocket 5, Sector - 14, Dwarka, Delhi	Executive Engineer, EE/WD13- Delhi Development Authority, Lakkar Mandi, Kirti Nagar, New Delhi	SIA/DL/NC P/18560/2016	DPCC/S EIAA-III/C-336/DL/2017	23.03.2017	

SEIAA in its 49th meeting held on 04.07.2017 decided as follows:

The SEIAA took note of the letter No. Z-11013/98/2014-IA-II (M) Vol-III dated 15.05.2017 and partial progress made towards online processing of the Environmental Clearance. A need of deputing the programme with SEIAA/SEAC was apprised to the Authority. The Authority decided that DPCC be asked to provide the services of programmer for online working of the SEIAA/SEAC so that directions of MoEF & CC, GOI be compiled in totality. The SEIAA also resolved that progress be reported in next meeting.

SEIAA deliberated in the meeting and decided to upload the TOR issued by SEAC on OSMEC portal and in future TORs after approval by SEIAA.

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(Krishna Mohan Sehni)
Chairman, SEIAA

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

(Dr. K.K Pant)
Member, SEIAA

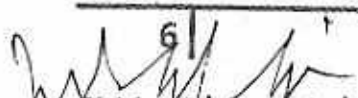
Agenda No.2**Case No. C-319**

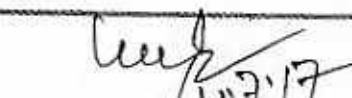
Name of the Project	E.C for Expansion of the Leela Hotel at Diplomatic Enclave, Africa Avenue, Netaji Nagar, Chanakyapuri, New Delhi
Project Proponent	M/s Hotel Leelaventure Ltd. Diplomatic Enclave, Africa Avenue, Netaji Nagar, New Delhi.
Proposal No.	SIA/DL/NCP/52476/2016
File No.	DPCC/SEIAA-III/C-319/DL/2016

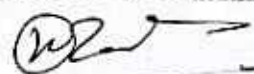
The Project Proponent i.e. M/s Hotel Leela venture Ltd. obtained the environmental clearance on 13.06.2008 from MoEF&CC, GOI for constructing the 200 rooms hotel on a plot area of 12,140 sqm. The total built up area was 39,194.98 sqm (3 level basements + ground + 7 floors). The total water requirement was 408 KLD (fresh water requirement 219 KLD). The capacity of STP proposed was 220 KLD. Treated waste water to be used for flushing of toilets – 37 KLD, horticulture – 20 KLD, AC cooling – 130 KLD. Total solid waste generation was 630 Kg/day. The power requirement was 2228 KW. The total parking spaces proposed were for 548 ECS (basement 1 – 167, basement 2 – 211, basement 3 – 219 and surface – 51). Total cost of project was Rs. 306 Crores. As per conditions envisaged in the environmental clearance regarding STP, during operation phase, the project proponent was required to install the Sewage Treatment Plant (STP) and treated effluent emanating from STP was to be reused / recycled to the maximum extent possible.

In pursuance of NGT order dated 26.02.2015, inspection of hotel was conducted by team of DPCC officials on 29.02.2016 and following were observed:

1. Hotel is operation with 90 % occupancy.
2. STP of 320 KLD Capacity installed in basement 3 & 4 and housekeeping of STP & ETP found satisfactory.
3. STP found in operation during inspection. However, no wet & dry sludge observed and filter press found without traces of sludge implying that STP is not operated regularly.
4. Provision of bypass exists in the equalization tank of STP for draining the untreated waste water by pumping through sump.
5. Chemical dosing tanks of ETP found filled with chemicals & ETP found is found in operation.
6. Logbook for the flow meter installed at outlet of STP found maintained, however the reading shows the quantity of treated water is average 7.2 KLD in month of feb,2016.
7. Flow meter of inlet of STP found removed.
8. Organic waste converter installed in green area & found non-operational.
9. Fresh water pipeline found connected to the treated water holding tank of STP indicating that treated water is not used for gardening, cooling or flushing and fresh water is used to the same.


(Krishna Mohan Sahni)
Chairman, SEIAA


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


(Dr. K.K Pant)
Member, SEIAA

10. Apart from above, following variation are also observed from the EC granted to the project by MoEF on 13.06.2008.

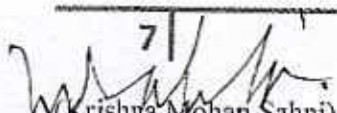
	As per EC dated 13.06.2008	Present Status
No. of Rooms	200 + 10	260
Total Built-up area	39194.98 Sqm	57255 Sqm (as per application) & 62985.8 Sqm (as per NDMC Plan)
No. of floors	3 Level basement + G + 7 floor.	4 Level basement + G + Service floor + 11 floor.
Fresh water requirement	219 KLD	381 KLD
STP Capacity	220 KLD	320 KLD
ETP Capacity	0 KLD	20 KLD
Power Requirement	2228 KW	4937 KW
Solid Waste generation	630 Kg/day	1000 Kg/day

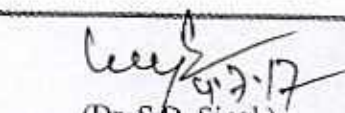
DPCC issued directions u/s 33(A) of Water Act 1974 and u/s 31 (A) of Air Act 1981 on 01.06.2016 subsequent to issuance of Show Cause notices and considering the reply of the project proponent. The Hotel has obtained consent from DPCC on 29.01.2014 which is valid up to 17.10.2018. In view of directions issued by DPCC the project proponent applied through OSEMC portal on 01.08.2016 for modification in the environmental clearance.

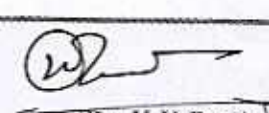
Project Proponent also submitted a copy of letter dated 06.10.2012 issued by Regional office of MOEF & CC, GOI regarding compliance status of EC conditions.

The proposal was listed in the SEAC in its 83rd meeting held on 15.10.2016 meeting however the project proponent submitted the request vide letter dated 14.10.2016 to defer the case for 15 days and after due deliberations, the SEAC recommended to defer the case on the request of project proponent.

The SEAC in its 85th meeting held on 17.12.2016 recommended to defer the case in view of Gazette Notification issued vide S.O No. 3999 (E) dated 09.12.2016 and the observation of SEIAA in its 41st meeting dated 15.12.2016 deciding that with immediate effect only the building and construction projects falling under Category B of item No. 8 (b) will be dealt with SEIAA & SEAC, Delhi.

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(Krishna Mohan Sahni)
Chairman, SEIAA


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


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

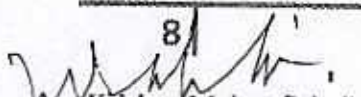
The SEAC in its 87th meeting held on 11.03.2017 recommended *to delist the case* in view of Gazette Notification issued vide S.O No. 3999 (E) dated 09.12.2016 and the observation of SEIAA in its 41st meeting dated 15.12.2016 deciding that with immediate effect only the building and construction projects falling under Category B of item No. 8 (b) will be dealt with SEIAA & SEAC, Delhi. In the mean time MoEF&CC, GOI has issued a notification dated 14.03.2017 regarding the violation cases.

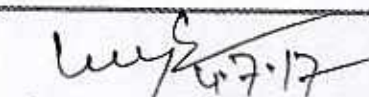
SEIAA in its 45th meeting held on 24.03.2017 decided that the project proponent be asked to approach MOEF & CC, GOI for appraisal & amendment of EC in view of Notification dated 14.03.2017 and matter be referred to legal cell for filing prosecution.

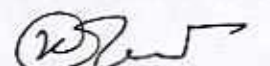
Complaint for filing the prosecution still to be received from legal cell of DPCC.

SEIAA in its 49th meeting held on 04.07.2017 decided as follows:

SEIAA deliberated in the meeting and decided to delist the case in view of appraisal & amendment of EC to be considered by MOEF&CC, GOI as per Notification S.O.804(E) dated 14.03.2017 due to the fact that it is a violation case as expansion has been undertaken without obtaining amendment of Environmental Clearance issued in 2008.


(Krishna Mohan Sahni)
Chairman, SEIAA


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


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

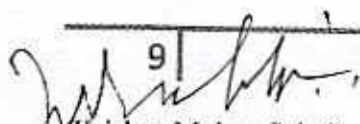
Agenda No.3

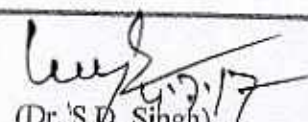
Name of the Project	Environmental Clearance of "Prefab 3 BHK, 2 BHK, EWS Housing for Delhi Development Authority at Pocket 6, Sector A1 A4, Narela, Delhi.
Project Proponent	Executive Engineer, MPR-1/DDA, Mukarba Chowk, G.T.K. Road, Azadpur, New Delhi-110033
Proposal No.	SIA/DL/NCP/59691/2016
Date of Submission for EC	06.12.2016

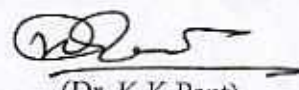
The Project Proponent requested for withdrawal of Proposal for Environmental Clearance of "Prefab 3 BHK, 2 BHK, EWS Housing for Delhi Development Authority at Pocket 6, Sector A1 A4, Narela, Delhi, (Built-up area- 59507.39 sq.m) due to some clerical & typographical mistakes by the project proponent.

SEIAA in its 49th meeting held on 04.07.2017 decided as follows:

Withdrawal allowed.


(Krishna Mohan Sahni)
Chairman, SEIAA


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


(Dr. K.K Pant)
Member, SEIAA

Agenda No:04

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.

SEIAA deliberated the issue in its 46th meeting held on 10.04.2017 and ex-post facto ratified the decision taken by the then MS, SEIAA to keep the issuance of Environmental Clearance in abeyance in view of erstwhile OM dated 12.12.2012 for want of legal action. It was further decided that in view of notification dated 14.03.2017 the Environmental Clearance approved by the erstwhile SEIAA now cannot be issued at the state level in view of aforesaid notification. The project proponent, being the violation case, be asked to approach MOEF & CC, GOI for obtaining Environmental Clearance along with all relevant background. MS, SEIAA to file prosecution expeditiously.

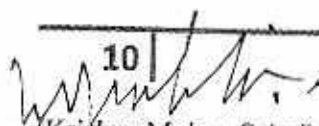
Letter to the project proponent has been issued on 15.05.2017. The file has already been forwarded for legal vetting to legal cell of DPCC regarding prosecution.

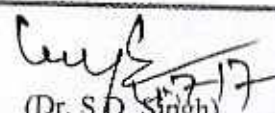
SEIAA desired that the progress be reported in next meeting.

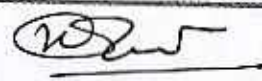
File is still to be received from legal cell of DPCC.

SEIAA in its 49th meeting held on 04.07.2017 decided as follows:

File received from Legal Cell of DPCC alongwith the complaint to be filed. SEIAA desired the process be completed within a week and progress be reported in next meeting.

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(Krishna Mohan Sahni)
Chairman, SEIAA


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


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

Agenda No.05

Case No: 205(offline) :

Name of the Project	Expansion on Laxmipat Singhanja Medical Foundation "PushpawatiSinghanja Research Institute" Press Enclave Marg, Sheikh Sarai, Phase-II, New Delhi
Project Proponent	Mr. U.K. Gupta, Owner, M/s Laxmipat Singhanja Medical Foundation, Link House (4 th Floor), 3, Bahadur Shah Zafar Marg, New Delhi-110002.
Project Consultant	M/s Grass Roots Research & Creation India (P) Ltd.
Date of Application	03.04.2014 in DPCC

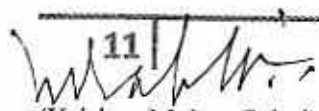
The proposal was considered in 65th SEAC meeting dated 30.04.2014, 66th SEAC meeting dated 22.05.2014, 73th SEAC meeting dated 17.10.2015, 74th SEAC meeting dated 12.12.2015, 78th SEAC meeting dated 09.04.2016, 79th SEAC meeting dated 16.04.2016, 80th SEAC meeting dated 28.05.2016, 81st SEAC meeting dated 16.07.2016 & in 82nd SEAC meeting dated 20.08.2016 and subsequently in 38th SEIAA meeting dated 05.10.2016 & 43rd SEIAA meeting dated 02.02.2017.

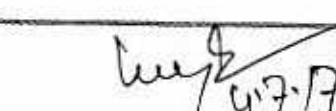
SEIAA in its 44th meeting held on 02.03.2017 deliberated on the issue and decided that in view of MOEF & CC Notification dated 09.12.2016, SEIAA is no longer concerned with the subject matter of this case which appropriately, should immediately be transferred to the concerned local body for further course of action.

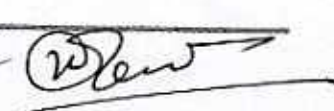
In the mean time MoEF&CC, GOI issued a notification dated 14.03.2017 regarding the violation cases.

The Authority in its 45th meeting held on 24.03.2017 reviewed its earlier decision taken on 02.03.2017 in view of the notification dated 14.03.2017 issued by MOEF & CC, GOI for grant of EC in view of said Gazette Notification S.O No. 804 (E) dated 14.03.2017. It was decided to ask the project proponent to apply to MOEF & CC, GOI. Separately, the Authority resolved that compliant for filling the prosecution by SEIAA be vetted by the legal cell of DPCC dealing with the NGT matter expeditiously so that matter be considered in next meeting of Authority. Accordingly letter issued to Project Proponent and file sent to legal cell of DPCC.

SEIAA in its 46th meeting held on 10.04.2017 deliberated the issue and observed that report from legal cell awaited and should be obtained and put up in next meeting.


(Krishna Mohan Sahni)
Chairman, SEIAA


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


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

A response vide letter dated 21.04.2016 from Sub District Magistrate (South) has been received stating that a field visit was made by Halqa Patwari of concerned village and as per his report no construction activities is going on and no material was found lying there. A compliance report from DISCOM has also been received stating that there is no electricity supply available to the project and DG Sets are used for construction activity.

SEIAA in its 47th meeting held on 04.05.2017 took note of status of action in the matter and desired that filing of prosecution be expedited and be initiated within 30 days positively and compliance be reported in next meeting. The case was referred to legal cell of DPCC accordingly and SEIAA in its 48th meeting desired that the progress be reported in next meeting.

File is still to be received from Legal Cell of DPCC.

SEIAA in its 49th meeting held on 04.07.2017 decided as follows:

File received from Legal Cell of DPCC alongwith the complaint to be filed .SEIAA desired the process be completed within a week and progress be reported in next meeting.

Agenda No. 06

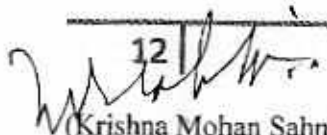
Complaint against Delhi Development Authority for violations w.r.t. Environmental Clearance conditions in its project titled "Construction of 352 Multi-storeyed 2 Bedroom Apartment adjoining Pocket 3, Sector-19 B, Dwarka, New Delhi."

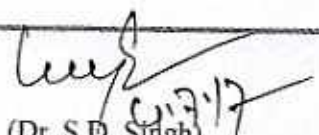
Matter was taken up in the in SEIAA meeting dated 19.08.2016 and the Authority remanded the matter to SEAC for examination & submitting report upon physical verification within 30 days.

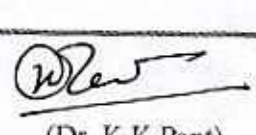
The case was considered in 82nd meeting of SEAC held on 20.08.2016 and committee decided for the site visit by the SEAC members be conducted in 1st week of September 2016. The site visit could not be conducted due to unavoidable circumstances.

The SEAC in its 83rd meeting held on 15.10.2016 and 85th meeting held on 17.12.2016 recommended that inspection be conducted expeditiously.

The SEAC in its meeting held on 11.03.2017 recommended that the case be referred back to SEIAA in view of Gazette Notification issued vide S.O No. 3999 (E) dated 09.12.2016 and the observation of SEIAA in its 41st meeting dated 15.12.2016 deciding that with immediate effect only the building and construction projects falling under Category B of item No. 8 (b) will be dealt with SEIAA & SEAC, Delhi


(Krishna Mohan Sahni)
Chairman, SEIAA


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


(Dr. K.K Pant)
Member, SEIAA

The SEIAA in its 45th meeting held on 24.03.2017 decided that the complaints be forwarded to DPCC for inspection by concerned consent management cell and case be put up in next meeting.

SEIAA in its 46th meeting held on 10.04.2017 noted with regret that the inspection report sought in this matter from DPCC has still not been received. SEIAA, therefore resolved in its said meeting that DPCC be reminded in the matter and awaited inspection report be put up positively at the next meeting of the Authority by 30.04.2017. In meeting scheduled on 04.05.2017 it was observed that the inspection is still awaited.

The SEIAA decided in its 47th meeting held on 04.05.2017 that the project proponent be called in next meeting of SEIAA to ascertain its response regarding the complaint with documentary evidences. Accordingly letter issued to Project Proponent on 15.05.2017.

The DDA vide its letter dated 22.05.2017 has submitted its point wise comments on the complaint and requested to postpone the appearance on 29.05.2017.

The SEIAA in view of comments received from DDA decided to call the project proponent in next meeting.

Accordingly a letter to Project Proponent was issued to attend the SEIAA meeting proposed to be held in first week of July.

SEIAA in its 49th meeting held on 04.07.2017 decided as follows:

The representations of the DDA's Sh. K. S. Narwal, Executive Engineer & Sh. S.C. Taneja, Assistant Engineer attended the meeting and handed over the reply dated 03.07.2017 during meeting. The DDA representation explained that no construction work for the project started before EC. The Authority decided that that DDA should submit consolidated parawise reply w.r.t the compliant to clarify their stand.

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(Krishna Mohan Sahni)
Chairman, SEIAA

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

(Dr. K.K Pant)
Member, SEIAA

Agenda No.07

Case No. C-314

Name of the Project	"Environmental Clearance for Proposed Wazirabad bridge project on river Yamuna".
Project Proponent	Mr. P. K. Sharma (Executive Engineer-I) Wazirabad Bridge Project, Delhi Tourism and Transportation Development corporation Ltd., Near Petrol Pump MajnuKaTila, Outer Ring Road, Delhi-110054.
Proposal No.	SIA/DL/NCP/11050/2015
File No.	DPCC/SEIAA-III/C-314/DL/2016

The SEIAA granted Environmental Clearance in its 43rd meeting held on 02.02.2017 to the project with one of the conditions as follows:

A monitoring cell for compliance of this Environmental Clearance shall be created consisting of Chief Engineer, DTTDC, and officers nominated by Forest Department, Irrigation and Flood Control, DDA and DJB. Chief Engineer, DTTDC shall submit the report in every 3 months to SEIAA till completion of the project. The report will be reviewed in the meeting of SEIAA quarterly.

EC was issued to the project on 10.02.2017.

The project proponent was called telephonically to appear before Authority in its 47th meeting held on 04.05.2017. Sh. Bunker, Executive Engineer appeared before authority. He informed that necessary action for constituting the monitoring cell has been initiated and few nominations are remaining. The SEIAA directed that the compliance report of Environmental Clearance Condition shall be submitted in next SEIAA meeting.

Letter to the project proponent issued on 15.05.2017. Sh. Shishir Bansal, Chief Engineer, DTTDC appeared before authority and informed that compliance report is at final stage after visit and meeting of the monitoring cell constituted.

The SEIAA decided to call the project proponent in next meeting to give presentation on the compliances. All members of monitoring cell be present during meeting.

Accordingly a letter to Project Proponent was issued to attend the SEIAA meeting proposed to be held in first week of July.

SEIAA in its 49th meeting held on 04.07.2017 decided as follows:

Sh Shishir Bansal, Chief Project Manager, DTTDC telephonically requested to the secretariat to postpone the presentation. Deferred for the next meeting accordingly. Field inspection will be carried out in the last week of July'2017 and a presentation will also be taken from Project Proponent about the actions taken mentioned in EC.

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(Krishna Mohan Sahni)
Chairman, SEIAA

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

(Dr. K.K Pant)
Member, SEIAA

Agenda No.08

Case No. C- 321

Name of the Project	E.C for Barapullah Elevated Road (Phase-III) From Sarai Kale Khan to MayurVihar(Phase-I), New Delhi.
Project Proponent	Public Works Department (Govt. of NCT of Delhi)
Proposal No.	SIA/DL/NCP/18496/2016
File No.	DPCC/SEIAA-III/C-343/DL/2017

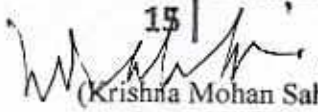
In OA no. 479/2015 filed by Sh. Manoj Kumar Mishra, Hon'ble NGT, as per order dated 26.10.2015 had stayed the construction activity of Construction of Elevated Road over BarapullahNallah starting from Sarai Kale Khan to MayurVihar, New Delhi (Phase-III) for want of Environmental Clearance.

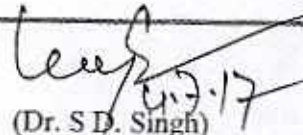
The representation dated 10.11.2015 was considered in the meeting of SEIAA held on 24.11.2015 and Authority decided to refer the matter to SEAC for suitable examination and comments. SEAC in its 75th meeting held on 16.12.2015 & 76th meeting held on 30.01.2016 decided that the legal opinion from Legal Cell of DPCC be obtained.

The legal cell of DPCC has noted that "Bridge" is not covered under the EIA Notification of 2006 and the entry related to High Way is similar to the Roads/ Bridge. It has further been commented that the Hon'ble Green Tribunal vide its judgement dated 12.02.2015 in the matter of "Vikrant Kumar TongadVs Delhi Tourism & Transport Corporation and ors" held as follows:

1. We hold that construction of a bridge or similar activity covering a buildup area ≥ 150000 sq. mtrs and/or covering an area of ≥ 50 hectares, would be covered under Entry 8(b) of the schedule of the Regulations 2006.
2. The legal cell of DPCC has opined that PWD has to apply for Environmental Clearance for this project in view of the above judgments of the NGT dated 12.02.2015 and matter has been received back from DPCC with the comment that a copy of the judgment of Hon'ble NGT may be send to MOEF with a request to take necessary action for amendment to provide clarity and to bring ease of doing business with respect of construction of bridges.

As decided by SEAC in its 77th meeting held on 27.02.2016 referred the matter to SEIAA with the recommendation that Project authorities be directed to apply for Environment Clearance under entry 8(b) of the schedule of EIA Notification, 2006 and copy of the judgement of Hon'ble NGT dated 12.02.2015 be sent to MOEF with a request to take necessary action for amendment to provide clarity and to bring ease of doing business with respect of construction of bridges and. As decided by SEIAA in its 30th meeting held on 30.03.2016 the project proponent was directed to apply for EC under entry 8(b) of the schedule of EIA Notification, 2006 and copy of the judgement of Hon'ble NGT, vide office letter dated 12.04.2016.

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 (Krishna Mohan Sahni)
 Chairman, SEIAA


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


 (Dr. K.K Pant)
 Member, SEIAA

The Project Proponent submitted a proposal for grant of Terms of Reference for Proposed project "Barapullah Elevated Road (Phase-III) From Sarai Kale Khan to MayurVihar(phase-I), New Delhi.

After due deliberations, the SEAC in its 83rd meeting held on 15.10.2016 decided to issue ToR as for conducting Environment Impact Assessment study and information to be included in EIA/EMP report. Accordingly TOR has been issued vide letter dated 10.11.2016. Subsequently the project proponent submitted its application on OSMEC portal on 16.03.2017 for grant of Environment Clearance

The hard copy/EIA report submitted during meeting of 88th SEAC held on 01.04.2017. During the discussions Project Proponent informed that construction was started in April'2015.

The SEAC in its 88th meeting held on 01.04.2017 recommended as the development has been started in April 2015 without seeking EC, the Project Proponent is required to apply for EC to MOEF & CC, GOI in view of Notification S.No. 804(E) dated 14.03.2017. Further clarification from MOEF & CC& GOI be sought whether the action u/s 19 of EPA, 1986 is also to be initiated against the project authority in view of the fact that applicability of EIA notification 2006 on Bridges was made clear by Hon'ble NGT vide its order dated 12.02.2015 in OA no 137/2014 in the matter of "Vikrant Kumar TongadVs Delhi Tourism & Transport Corporation and ors"

SEIAA in its 46th meeting held on 10.04.2017 deliberated the issue and resolved to obtain a legal opinion from Legal Officer, DPCC dealing with NGT cases on SEAC's recommendation. The project proponent submitted its representation regarding the decision taken by SEAC in its meeting dated 01.04.2017.

The SEIAA in its 47th meeting held on 04.05.2017 decided that the representation received from the project proponent be also forwarded to the legal cell for giving the consolidated opinion before next SEIAA meeting.

Accordingly the representation of the project proponent has been forwarded to the legal cell of DPCC and the legal opinion is awaited.

SEIAA desired that the matter be brought with legal opinion in next meeting.

Legal cell has processed the legal opinion however file is still to be received from DPCC.

SEIAA in its 49th meeting held on 04.07.2017 decided as follows:

Case deferred for want of receipt of legal advice.

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(Krishna Mohan Sahni)
Chairman, SEIAA

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

(Dr. K.K Pant)
Member, SEIAA

AGENDA 09:

Violation cases

SEIAA in its 36th meeting held on 07.09.2016 deliberated on the draft complaint to be finalised by the legal cell of DPCC in accordance with the decision during erstwhile SEIAA, it was discussed that there were 7 cases in which complaints to be prepared as per decision taken previously. It was decided that the concerned legal cell of DPCC be directed to report the status of all these 7 cases to the Authority's information. The Authority was of the view that these matters be henceforth assigned to a single lawyer well versed with NGT matter.

Accordingly legal cell has forwarded the status of 7 cases stating that in 4 cases draft compliant had not been put up earlier because of NGT orders dated 07.07.2015 and its stay by the Apex court and in 1 case the compliant has been redrafted in the name of MS, SEIAA.

Out of these 7 cases 2 cases namely Hotel Ashok Yatri Niwas built by India Tourism Development Corporation Ltd. & Akshardham" at NH-24, Off Nizamuddin Bridge, AkshardhamSetu, New Delhi are being considered by the SEIAA in their respective agendas.

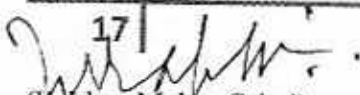
The names of the remaining 5 cases in which the draft complaints have been received are as following:

1. Hotel Project "Dusit D2" A Bird Hotel at Asset No.10, Hospitality District, IGI Airport, New Delhi.
2. "MID Market Hotel" Project at Asset-5A, Delhi Aerocity, Indira Gandhi International Airport, New Delhi.
3. New Ward Block & Diabetic Centre at G.T.B Hospital, Shahdra, Delhi.
4. Commercial Complex at Plot No. 9, Jasola Distt. Centre, New Delhi.
5. Shanti Niketan Buildwell Limited. Plot No-D-3, P-3B, Saket, New Delhi.

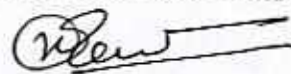
The case was considered in the 39th meeting held on 27.11.2016 and decided that all the above 5 cases be referred to the DPCC law officer looking after NGT cases for specific examination of the case for which EC has been issued after issuance of O.M. dated 12.12.2016. Accordingly cases were referred to the DPCC law officer.

The issue was taken up in 40th SEIAA meeting held on 15.11.2016 and 41st and 42nd meeting held on 15.12.2016 and 05.01.2017.

The comments of legal cell received in three cases (SNo2,3 & 5). The SEIAA in its 43rd meeting held on 02.02.2017 deliberated on the issue and decided that the case of M/S Shanti Niketan Buildwell Limited. Plot No-D-3, P-3B, Saket, New Delhi be referred to the Sh. Rally counsel engaged by DPCC, for commenting on the opinion of legal cell of DPCC. Clarification in remaining two cases (at Sr.No. 1&4 above) be expedited from Law Officer looking into NGT

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Chairman, SEIAA


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


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

cases, specifically w.r.t the pointed queries raised by SEIAA in each case (at Sr.No. 1 to 4 above).

SEIAA in its 44th meeting held on 02.03.2017 considered the matters in view of the notification S.O.No. 3999 (E) dated 09.12.2016. Subsequent to the aforesaid notification the State Level Environment Impact Assessment Authority (SEIAA), Delhi in its meeting held on 15.12.2016 decided that with immediate effect only the building and construction projects falling under category B of Item No. 8 (b) will be dealt with SEIAA & SEAC Delhi. The aforesaid decision was taken in view of the fact that Delhi Development Authority has already notified the Unified Building Bye Laws (UBBL) for Delhi vide notification S.O. No. 1191 (E) after getting the concurrence of MOEF & CC, GOI and notifying that there will be no need for seeking EC for buildings with BUA>20,000 Sq.m and upto 1,50,000 Sq.m after the notification is issued by MOEF & CC, GOI empowering Local Bodies of Delhi to approve building plans after ensuring that the required environmental safeguards are met. The aforesaid UBBL for Delhi-2016 have been adopted and made applicable to the area under jurisdiction of Local Bodies vide notification No. F.5 (189)/AD/LB/2016/5396-5403 dated 17.06.2016.

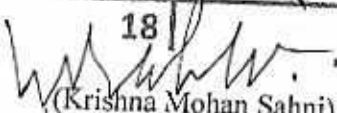
SEIAA in its above said 44th meeting held on 02.03.2017 deliberated on the issue and decided that in view of MOEF & CC Notification referred above, SEIAA is no longer concerned with the subject matter of this case which appropriately, should be immediately transferred to the concerned local body for further course of action.

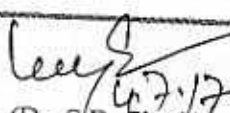
Further action for transferring the matter in view of 44th meeting was under process. In the meantime MoEF&CC, GOI issued a notification dated 14.03.2017 regarding the violation cases. Out of 5 cases being considered in this agenda Environmental Clearance has been issued in 4 cases (S.No. 1,2,4,&5) acknowledging the fact that construction was started before grant of Environmental Clearance warranting legal action.

SEIAA deliberated in the matter in its 45th meeting held on 24.03.2017 and decided that the opinion in case of S.No. 5 be expedited and complaints be vetted by legal cell of DPCC in rest of the 4 cases for filing prosecution by MS, SEIAA. Accordingly case files have been sent to legal cell on 31st March,2017.

Out of these five cases in one case at sr.no. 3 i.e. M/s New Ward Block & Diabetic Centre at G.T.B Hospital, Shahdara, Delhi the EC has not been issued, so far. The Authority took the note of S.O. No. 804 (E) dated 14.03.2017 issued by MOEF & CC, GOI defining the procedure specified for violation cases notification prescribes that ECs in violation cases are now to be issued at central level.

The Authority in view of the notification dated 14.03.2017 issued by MOEF & CC, GOI decided to ask the project proponent to apply to MOEF & CC, GOI and obtain Environmental Clearance as per procedure prescribed. Compliant for filing the prosecution by SEIAA be

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(Krishna Mohan Sahni)
Chairman, SEIAA


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Member, SEIAA

vetted by the legal cell of DPCC dealing with the NGT matter expeditiously so that matter be considered in next meeting of Authority.
Letter to GTB hospital, Shahadra issued.

Letter to GTB hospital, Shahadra has been issued on 02.06.2017 and the file of Shanti Niketan Buildwell Limited has been received with legal opinion of counsel stating that the prosecution under section 19 of EPA is to be filed in spite of submission of environmental damages and bank guarantee to DPCC.

SEIAA decided that in case of M/S Shanti Niketan Buildwell Limited complaint prepared is to be vetted by legal officer-II dealing with the NGT matters incorporating the critical examination of evidences available in records.

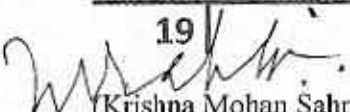
The compliant vetted by legal cell of DPCC in Project (1) Hotel "Dusit D2" A Bird Hotel at Asset No.10, Hospitality District, IGI Airport, New Delhi, Project (2) MID Market Hotel" Project at Asset-5A, Delhi Aerocity, Indira Gandhi International Airport, New Delhi, Project (3) New Ward Block & Diabetic Centre at G.T.B Hospital, Shahdra, Delhi & Project (4) Commercial Complex at Plot No. 9, Jasola Distt. Centre, New Delhi, have been received for filing by Member Secretary, SEIAA. SEIAA desired that in these four cases, process be completed within a week and progress be reported in next meeting.

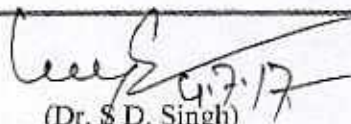
It was brought in to the notice of SEIAA that there is one more similar case as reflected in the record of Bird Hotel i.e., M/S Caddie to whom EC was issued on 22.07.2010 as a violation case. Prosecution in this case be also filed after preparation of the compliant by legal cell of DPCC.

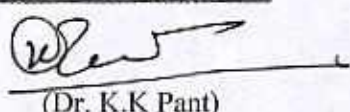
The next meeting of SEIAA will be held in last week of July'2017

Meeting ended with vote of thanks to Chair.

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(Krishna Mohan Sahni)
Chairman, SEIAA


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


(Dr. K.K Pant)
Member, SEIAA