

## PROCEEDINGS OF THE 46<sup>th</sup> MEETING OF STATE EIA AUTHORITY, ORISSA HELD ON 15<sup>th</sup> APRIL, 2011

The 46<sup>th</sup> meeting of the State EIA Authority, Orissa was held on 15.04.2011 in the office chamber of the Chairman of State EIA Authority, Orissa, Bhubaneswar at 04.00 PM. Dr. C.R Das, Chairman chaired the meeting. The following members were present.

### Members Present

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| 1. Dr. C.R. Das  | - Chairman, SEIAA         |
| 2. Er. P.C. Rath   | - Member, SEIAA           |
| 3. Shri Bhagirathi Behera, IFS<br>Director, Env. – cum -Spl. Secy. | - Member Secretary, SEIAA |

The following issues were discussed and decisions taken as under.

1. Minutes of the previous meeting was confirmed.

### 2. Agenda Item no-1

The following 10 (ten) nos. of proposals were discussed by the SEIAA, Orissa and following decision taken.

Sl. No.	Propo sal No.	Name of the Project	Name of the proponent	Whether details provided are ok for sending it to SEAC (See check list)	Decision taken by SEIAA
1.	226	Proposal for EC for chrome ore beneficiation plant at village Hentasura in the district of Balasore of Bindu Minerals & Metals	Mr. Bijay Kumar Das (Proprietor) M/s Bindu Minerals & Metals, At-Plot No-737/13, Jayadev Vihar, Bhubaneswar-751013.	The proposal was placed in the meeting on 16.03.2011. On similar case on proposal <b>no. 119</b> it was decided in the meeting of SEIAA held on 16.03.2011 to move to the Govt. of Orissa F & E Deptt. for a policy decision on such projects as suggested by SEAC. Further it was decided to request Govt. for their views on action to be taken on such projects pending policy decision. Accordingly the file was moved to Member Secretary for views of the Govt. In the mean time the proponent has been requested on	Mr. P. C. Rath, Member, SEIAA reiterated that moving the matter to the State Government for a policy decision on the matter on the recommenda-tions of the SEAC and the State Government's views on the same pending a policy decision by them as decided in the SEIAA meeting on 16.03.2011 has been delayed. Further, he added that a decision for allowing such plants in other places than Sukinda with a change in the process to eliminate adverse environmental impact should have the

				25.03.2011 to furnish modified proposal treating it trivalent compounds of chromium beneficiation instead of hexavalent. No reply has yet been received.	concurrency of the SEAC. He suggested for an immediate joint SEAC-SEIAA meeting to be convened in the matter to move forward. Arising out of discussion it was however decided that specific views of SEAC be obtained to exactly specify the place and the nature of the plant. In this connection Member Secretary agreed to write a letter to the Secretary SEAC about it. Then if need be a joint meeting of SEAC & SEIAA will be convened soon.
2.	244	For residential group housing complex at Paikarapur, Bhubaneswar, Dist-Khurda of M/s Trident Properties (P) Ltd.	Sri M.V Shashi Kumar, M/s Trident Properties Pvt. Ltd., 8-2-408, Flat No-D-1, Sri Krishna Apartment, Road No-6, Banjara hills, Hyderabad, Andhrapradesh	The proponent has been requested vide this office letter no. 74 dated 14.02.11 and further reminder no. 132 dated 17.03.11 to furnish the documentary prove in support of the authorized signatory of the applicant along with NOC from all concerned and conceptual plan in complete shape.	Another reminder be issued on the same with a specific time frame to submit the required documents.
3.	251	For Shamuka Beach Project	Director & Additional Secy. Tourism & Culture.	The proponent has been requested vide this office letter no. 90 dated 17.02.11 & further reminder no. 129 dated 17.03.11 to furnish the modified Form-1 & Form-1A of application along with site approval plan, prefeasibility report and scrutiny fees to	As in case of Proposal No. 244 above

				this SEIAA, Orissa. But no reply has yet been received from the proponent.	
4.	252	Multi Storied Building Tower 2010.	Mr. Priyabrata Pattanaik, IAS, CEO, IDCO Tower Janpath, Bhubaneswar	The proponent has been requested vide this office letter no. 106 dated 28.02.11 & further reminder no. 131 dated 17.03.11 to furnish the BDA plan approval & also NOC from all concerned. But no reply has yet been received from the proponent.	As in case of Proposal No. 244 above
5.	253	24,000 TPA Chrome ore beneficiation plant by BMT Chrome Ore Alloys Pvt. Ltd. at Kendudhip, Sukinda in the district of Jajpur over an area 2.60 acres.	Hrudananda Mishra (MD) At-Kendudhip, Po-Sukinda, Dist- Jaypur, Orissa-755018	The proposal was placed in the meeting on 16.03.2011. On similar case on proposal <b>no. 119</b> it was decided in the meeting of SEIAA held on 16.03.2011 to move to the Govt. of Orissa F & E Deptt. for a policy decision on such projects as suggested by SEAC. Further it was decided to request Govt. for their views on action to be taken on such projects pending policy decision. Accordingly the file was sent to Member Secretary for kind action. In the mean time proponent has been requested on 25.03.2011 to furnish modified proposal treating it trivalent compounds of chromium beneficiation instead of hexavalent. No reply has yet been received.	As in case of Proposal No. 226 above

6	256	Integrated residential complex at Bhubaneswar	Vipul Ltd. PGL City Mart, 2nd floor, Fire Station Square, Baramunda, Bhubaneswar-751003	The proposal was placed in the meeting of SEIAA on 16.03.2011. Accordingly the proponent was requested vide this office letter no. 155 dated 22.03.2011 to come for a discussion with technical persons for the technical presentation of the project. The proponent has now intimates to the Authority for a suitable date for such presentation. A suitable date may please be fixed.	A suitable date be fixed for next week in consultation with the proponent to present their proposal.
7	257	For construction of college and hostel building of CV Raman College and Hostel	Sanjib Kumar Rout, C.V Raman College of Engineering, At-Bidya Nagar Mahura, Janla, Bhubaneswar - 752054	The proponent has been requested vide this office letter no. 128 dated 17.03.11 to furnish BDA plan approval order & NOC from all concerned etc. No reply has yet been received from the proponent.	A reminder be issued to the proponent to expedite reply.
8	258	For construction of residential cum-commercial complex for Neelanchal Build-Tech & Resorts Pvt. Ltd., Bhubaneswar	Mr. Chetan Kumar Tekariwal, Director, 542, Sahid Nagar, Bhubaneswar-751007	The proponent has been requested vide this office letter no. 198 dated 02.04.11 to furnish the BDA plan approval along with NOC from all concerned. No reply has yet been received from the proponent.	As in case of Proposal No. 257 above
9	259	Construction of Balaji Multi Storied Residential Complex at Mouza Gobinda Prasad, Jharapada, Bhubaneswar.	Mr. Chetan Kumar Tekariwal, M/s Neelanchal Build Tech & Resorts Pvt. Ltd. Director, 542, Sahid Nagar,	<b>Yes</b>	The proponent be asked to present their proposal for clarification on few basic observations.

			Bhubaneswar-751007		
10	260	Metallurgical coke plant of capacity 1,40,000 TPA with maximum 12 MW power plant based on waste heat gas generated from coke oven at village Bilteruan in the district of Cuttack.	Mr. Prasant Kumar Nayak, At-Bilteruan, Po-Harianta, Via-Choudwar, Dist-Cuttack - 754025	<b>Yes</b>	Be sent to SEAC for appraisal

### 3. Agenda Item No. 2

The following 2 (two) proposals were earlier placed in the meeting held on 29.01.2011 and the proposals sent to SEAC on 05.02.2011 for appraisal. In the mean time the proponent has re-submitted modified proposal for action. The proposals were discussed by the SEIAA and decisions taken as under.

Sl. No.	Proposal No.	Name of the Project	Name of the proponent	Present position (See checklist)	Decision taken by SEIAA
1	241	Hardatal graphite mines over an area 27.102 ha. at Padampur subdivision P.S- Paikmal Dist- Bargarh for production of 50000 TPA of graphite.	Shri Kanheyalal Sharma, C/o- Shri Gokal Chandra Sharma, At- Padampur, Po- Rajborasambar, Dist- Bargarh	The proposal was received on 13.01.2011 by the SEIAA, Orissa and was placed in the meeting on 29.01.2011. This was sent to SEAC on 05.02.2011 for appraisal. Pending appraisal by SEAC in the mean time the proponent has submitted the modified of the previous proposal after changing the year wise quantity of production for graphite ore after modifying the approved mining plan.	The earlier proposal be withdrawn and delisted. The 'modified' proposal be treated as a new proposal due to changes in capacity, for which the proponent need apply afresh. The proponent be intimated accordingly.
2	242	M/s Mahanilaha graphite mines over an area 35.187 ha. at Titlagarh subdivision, Dist- Bolangir for production of 30000 TPA	Shri Prem Prakash Vyas, C/o. Noona Ram Agrawal, At/Po- Harisankar Road (Lathore)	The proposal was received on 14.01.2011 by the SEIAA, Orissa and was placed in the meeting on 29.01.2011. This was sent to SEAC on 05.02.2011 for appraisal. Now the proponent has submitted the modified of	As in case of Proposal No. 241 above

		graphite.	Dist-Bolangir, Orissa- 767038	the previous proposal after changing the year wise quantity of production for graphite ore after modifying the approved mining plan.	
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#### 4. Agenda Item No. 3

The following 2 (two) proposals, which are returned from SEAC, Orissa, were discussed and decisions taken as under for further action.

Sl. No	Proposal No.	Name of the Project	Name of the proponent	Present position (See checklist)	Decision taken by SEIAA
1	220	For expansion of production of Chromite sand from 800 MTPA to 9600 MTPA insulating grog from 400 MTPA to 2,400 MTPA and production of Graded river sand of 4.800 MTPA from the Chromite ore beneficiation unit of M/s Bell Mountain Company at village Pimplimal in the district of Sundargarh.	Mrs. Renu Agarwal, M/s Bell Mountain Company, At-Kudaloi, Po-Belpahar, Dist-Jharsuguda	The proposal was received by SEIAA, Orissa on 26.10.2010 and was sent to SEAC on 22.11.2010. The proposal was placed in the SEAC meeting held on 12 <sup>th</sup> & 13 <sup>th</sup> , January, 2011 and observed that issuing TOR may not be feasible in absence of technical details on the points raised thereon of the beneficiation plant. The SEAC returned the proposal to the SEIAA, Orissa.	SEAC be requested to intimate if the proponent has been asked for the technical details. It needs to be ascertained if the proponent is not responding to the queries. SEAC may also be asked for specific recommendations on the proposal
2	27	Gandabahali graphite mines over an area of 20.234 ha. to produce graphite ore maximum 42.04 ton/annum.	M/s. Pramod Kumar Agarwal, Vill. Gandabahali, Nuapada	The proposal was received by F & E Dept. Earlier & was sent to SEAC on 24.03.2009. The TOR has been prescribed by the SEAC on 07.07.2009. The proponent requested to withdraw the proposal since the mining plan has already been expired. Accordingly the SEAC has returned the proposal for de-list & to close.	The proposal be delisted as requested by the proponent.

#### 5. Agenda Item No. 4

One RTI application dated 08.02.2011 has been received from Sri Sanjeeb Kumar Panigrahi seeking information under Right to Information Act, 2005 regarding cases received under the Memorandum dated 16.11.2010 issued by MOEF, Govt. of India on following points.

1. What is the genesis or necessities of the Office Memorandum issued on 16.11.2010 by the MOEF on condoning and regularizing the violations of Environmental laws?
2. How many applications have been received by the MOEF both at Central and State level under the aforesaid Office Memorandum for the consideration of the MOEF?  
(1) Kindly supply the names of those applicants.
3. What is the action and status of those applications pending with MOEF under the Office Memorandum dated 16.11.2010?

The matter was discussed and it was decided that the Member Secretary, SEIAA look after such issues and dispose.

**6. Agenda Item No. 5**

M/s Utkal Builders Ltd. have again filed a Writ Petition No. 4654/2011 in the Hon'ble High Court Orissa. The petitioner has made party to the Member Secretary, State EIA Authority, Orissa. The matter was discussed and it was decided as below.

Sl. No.	Propo sal No.	Name of the project	Name of the Proponent	Present position (See checklist)	Decision taken by SEIAA
1	82	For construction of Residential Market Complex at Gautam Nagar Bhubaneswar	M/s Utkal Builders Ltd. 777, Saheed Nagar Bhubaneswar.	<p style="text-align: center;">x x x x</p> <p>On filing of Writ Petition before the Hon'ble High Court, Orissa by the proponent orders has been passed by the Hon'ble Court with a direction to the petitioner to appear before the Secretary SEAC on 17<sup>th</sup> January, 2011 and in that event Secretary shall take a decision on the same within four weeks thereafter. After the decision is taken and due recommendation is made by the Committee, the State EIA Authority shall take a decision on such recommendation within four weeks thereafter. All the documents including the undertakings of the petitioner shall be considered by O.Ps. No- 4 &amp; 5.</p> <p style="text-align: center;">X X X X</p> <p>Before parting with the case we may observed that the decision taken by the Authority</p>	The Member Secretary study the case and take immediate necessary action in consultation with the advocate under intimation to the Authority.

				<p>in our considered opinion should not be cryptic as it affects the rights of the petitioner and it should be elaborate supported with reasons.</p> <p>The SEAC returned this proposal to the State EIA Authority, Orissa on 07.02.2011 with recommendation of SEAC and decided that the project can not be considered for grant of E.C. at this stage in its present form of the project proposal. The rejection order with reasons has been communicated to the proponent vide this Authority letter no. 93/SEIAA dated 22.02.2011. Now the proponent has filed again Writ Petition No. 4654/2011 for reconsideration and issue of E.C for construction of residential-cum -market complex at Goutam Nagar, Bhubaneswar by quashing the order of State EIA Authority, Orissa on 22.02.2011 by giving an opportunity of hearing to clarify / compliance within the stipulated time fixed by the Hon'ble High Court.</p> <p>The date was on 13.04.11 for submission of show cause notice. The advocate has been contacted over phone by the Member Secretary for taking time.</p>	
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## 7. Agenda Item No. 6

The following one proposal, very recently been received, was placed in the SEIAA for information of the members. The decision was taken as under.

Sl. No	Proposal No.	Name of the Project	Name of the proponent	Date of received in SEIAA	Decision taken by SEIAA
1	261	Tirilidihi iron ore washing and beneficiation plant	M/s Lal Trades & Agencies (P) Ltd. At- Rairangpur, Dist- Mayrubhanj, Orissa- 757043	13.04.2011	Be placed in the next meeting.



## **Agenda with permission of Chair**

1. Sri P. C. Rath, Member reiterated that it would be advantageous to the SEIAA for dealing in and disposing the cases more quickly if the SEAC Chairman is positioned in the SEIAA office building as discussed and decided in earlier SEIAA meetings. He again suggested for an immediate action.
2. He also stressed on the immediate positioning of an officer (Environmental Engineer/ Environmental Scientist) in the SEIAA, Orissa for day to day support to the SEIAA as decided in the earlier SEIAA meetings. The Member Secretary, SEIAA opined that one Sri Pravat Mohan Dash at present working as programme officer at Centre for Environmental Studies (CES) was contacted to work as scientist in the SEIAA, Orissa for 3 (three) days a week. Sri Pravat Mohan Das agreed to the proposal. It was therefore decided to appoint him as a Scientist and he will be given Rs. 5000/- (Five thousand) only P.M. towards his conveyance allowance only with immediate effect.
3. Sri B. B. Biswal, who has been outsourced through the Service Provider as support staff for the SEIAA, is at present working as an Office Assistant in the SEIAA and is managing the office administration and day to day works of the SEIAA. In view of his ability and past experience and for smooth functioning of the office, it was decided to re-designate him as Office Superintendent' without any financial implications and with immediate effect.

**Member Secretary, SEIAA**

**Member, SEIAA**

**Chairman, SEIAA**