

Some Important Decisions taken in
108th Meeting of SEIAA, Odisha held
on 07.02.2023, 08.02.2023 and
09.02.2023

- 1. DSR'S prepared on or after 10.11.2021 must be approved by SEIAA, failing which the DSR will not be considered for grant of EC.**

Reference: AGENDA NO.108.37

Decision of Authority:

After detailed deliberations, the Authority decided **to ask to the project proponent to submit the approved DSR** as per the MoEF& CC, Govt. of India Notification S.O. 3611(E) dated 25.07.2018, Sustainable sand mining guidelines-2016 and Enforcement & Monitoring Guideline for sand mining-2020 and also as per the Hon'ble Supreme Court order vide its order dated 10.11.2021 in Civil Appeal Nos. 3661-3662 of 2020 (State of Bihar Vrs. Pawan Kumar and Others).

- 2. Transfer of EC from Tahasildar to Project Proponent will only be granted after receipt of a proper compliance report complying EC conditions (7.1 to 7.7) given in the EC Order, using statements such as complied, agreed, will be complied, agreed to comply in the compliance report shall not be entertained.**

Reference: AGENDA NO.108.37

Decision of Authority:

- i) The Authority observed that the EC conditions (7.1 to 7.7) were required to be complied with before executing the lease or seeking transfer of EC whereas, the compliance report submitted by project proponent state that the conditions will be complied or agreed.
- ii) After detail deliberation the Authority decided that the PP required to submit full scale compliance of EC conditions (7.1 to 7.7) along with documentary proof before seeking transfer of EC.
- iii) The application is rejected due to above non-compliance of EC conditions as per EC order.

3. Lease operated without obtaining transfer of EC is a Violation of EC condition

Reference: AGENDA NO.108.37

Decision of Authority:

After detailed deliberations, the Authority decided that the EC granted by SEIAA, Odisha be kept in abeyance and the PP may ask to submit the information on the following points:

- (i) The project proponent is required to submit a certified report from the Chartered Accountant (CA) regarding the total project cost incurred up to the date of filling the application.
- (ii) Total turnover during the period of operation of the quarry.
- (iii) The compliance of the above point shall be verified and forwarded by concerned Tahasildar