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State Environment Impact Assessment Authority
West Bengal
Minutes of SEIAA Meeting
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Subject:- 49th meeting of SEIAA

Venue:- Conference Room of Environment Department, Prani Sampad Bhavan, 5th Floor, LB - Block, Sector - III, Salt Lake, Kolkata - 700106

From :- 22 February 2022

To :- 22 February 2022

I. CONSIDERATION/RECONSIDERATION OF ENVIRONMENTAL CLEARANCE

(1) Proposed commercial complex at 1/72/A, Cal Jessore Road, (formerly 68, Jessore Road) P.O. & P.S. - Dum Dum, South Dum Dum Municipality, Ward no. - 27, Kolkata - 700 055, West Bengal by **M/s. Super Diamond Enterprises.**

Proposal No.:-SIA/WB/MIS/167061/2020, File No. : EN/T-II-1/056/2018

Type-EC

INTRODUCTION

The proponent made online application vide proposal no. SIA/WB/MIS/167061/2020 dated 24.08.2020 along with copies of EIA/EMP seeking environment clearance under the provisions of the EIA Notification, 2006 for the above mentioned project. The proposed project activity is listed at SL. No. 8(b) Townships and Area Development projects under Category "B2" of EIA Notification 2006.

The project was placed in the 40th meeting of SEIAA held on 14.12.2021 and it was decided to request the project proponent to submit additional documents regarding plantation and project cost. Project proponent uploaded their reply on 17.01.2022.

DELIBERATION IN SEIAA

SEIAA considered the submission made by the project proponent (PP) vide their letter no. nil dated 12.01.2022 uploaded on 17.01.2022 and observed the following :-

- i. PP has uploaded a letter dated 12.01.2022 mentioning that they have undertaken plantation in identified area in Newtown. However, the PP has not produced any document showing either the ownership of the land or at least a lease agreement of a minimum of 30 years for the plantation area. In absence of a formal free hold / lease hold document regarding compensatory plantation area, EC cannot be granted.**
- ii. The PP has submitted the breakup of project cost wherein it is observed that there is an anomaly regarding the calculation of built up area of violation portion and absence of supporting documents of valuation of land.**

It is being observed that in spite of clearly mentioning about the required submittals, PP along with consultants are misinterpreting / misleading by submitting incomplete / same faulty documents again and again. This is creating a substantial delay in processing of EC applications which is causing enormous wastage of time and energy for all. SEIAA considers this as misrepresentation and wilful submissions of faulty documents underplaying environmental concerns. In case of such repetitive and wrongful actions, SEIAA would be compelled to take action against the PP and consultants.

RECOMMENDATIONS OF SEIAA

PP is requested to reconcile and submit the same.

CONCLUSION

Therefore, the application for EC is deferred (Additional Information).

(2) Proposed Grain based Distillery plant capacity of 120 KLD and 4 MW Co-generation power plant located in Dag Nos. 18, 18/328, 21, 22, 23, 38, 39, 40, 41, 42, 47, 48, 49, 50, 51, 51/318, 52, 56, 57, 58, 61, 62, 63, 64, 65, 65/317, 66, 67, 69, 70, 71, 72, 73, 75 and 120 of Mouza Kulepairi, P.S Bagnan, District - Howrah, West Bengal by **M/s. Tandhan Biochemicals Private Limited.**

Proposal No. :- SIA/WB/IND2/42446/2018, File No. : EN/T-II-1/071/2019 Type-EC

INTRODUCTION

The proponent made online application vide proposal no. SIA/WB/IND2/42446/2018 dated 07.09.2019 along with copies of EIA/EMP seeking environment clearance under the provisions of the EIA Notification, 2006 for the above-mentioned project. The proposed project activity is listed at SL. No. 5(g) Distilleries under Category "B1" of EIA Notification 2006.

The project proponent obtained ToR vide No. No. IA-J-11011/80/2018-IA-II(I) dated 05.04.2018 from MoEF&CC.

The project was placed in the 10th meeting of SEIAA held on 10.12.2020. The project proponent was requested to submit complete land documents (ownership, mutation and conversion) for all the plots within the project area. The project proponent was also asked to submit a map showing all the plots within the project boundary. Project proponent uploaded their reply on 18.01.2022.

The project proponent was requested to appear before SEIAA for hearing.

DELIBERATION IN SEIAA

The PP gave a presentation before SEIAA. It was observed that

- i. the conversion for all dag nos. are yet to be done.**
- ii. The PP has mentioned that some of the dag nos. within the submitted project boundary are classified as 'Debutter'. Now, PP has procured some additional dag nos. which is contiguous to the proposed project area excluding the 'Debutter' dag nos.**

Based on the discussion held during the hearing, PP has agreed to withdraw their present EC application (SIA/WB/IND2/42446/2018) and make a fresh application with the realigned boundary of the project area along with required supporting documents in the Portal.

RECOMMENDATIONS OF SEIAA

SEIAA considered the presentation and decided the following :-

- a) PP should withdraw their present EC application (SIA/WB/IND2/42446/2018) and make a fresh application with the realigned boundary of the project area along with required supporting documents in the Portal. The realigned project boundary should exclude all the dag nos. classified as 'Debutter'.
- b) Conversion of all dag nos. falling in the project area are to be submitted before fresh application for EC is made.
- c) The internal road within the project abutting all dag nos. falling under 'Debutter', should be declared to be public. A declaration to the local body in this regard to be submitted by the PP.
- d) In absence of any drainage facility in the project area, PP should make a provision for the installation of STP and utilisation of the entire treated water.
- e) Waterbody within the project area should be retained in its natural form.

CONCLUSION

Therefore, the application for EC is deferred (Additional Information).

(3) Proposed modification & expansion of Residential Complex at Premises No. – 12B, Beliaghata Road, Kolkata – 700015, Ward No. 57 of Kolkata Municipal Corporation, Borough VII, P.O. – Tangra, P.S. – Entally, West Bengal by **M/s. Akshay Vinimay LLP**.

Proposal No. :- SIA/WB/MIS/134245/2019, File No :- EN/T-II-1/046/2021 Type- EC

INTRODUCTION

The proponent made online application vide proposal no. SIA/WB/MIS/134245/2019 dated 08.02.2021 seeking environment clearance under the provisions of the EIA Notification, 2006 for the above-mentioned project. The proposed project activity is listed at SL. No. 8(a) Building and Construction projects under Category "B2" of EIA Notification 2006.

Earlier the project proponent had obtained EC vide No. 1539/EN/T-II-1/030/2016 dated 05.08.2019 for residential complex at 12B, Beliaghata Main Road, under KMC Ward No. 57, Borough – VII, P.O. - C.I.T. Road, P.S. – Entally, Kolkata – 700015, West Bengal.

The project was placed in the 46th meeting of SEIAA held on 03.02.2022 and it was observed that the Building Permit along with all sanctioned drawings were required to be uploaded in the PARIVESH Portal. Project proponent uploaded their reply on 09.02.2022.

DELIBERATION IN SEIAA

SEIAA considered the submission made by the project proponent and accepted the same.

RECOMMENDATIONS OF SEIAA

The application for EC is approved based on the KMC Building Permit No. 2020070067 dated 05.11.2020.

CONCLUSION

Approved for EC.

(4) Proposed construction of hospital complex (existing- a LG + UG + 2 storied Treatment Block, a B + G + 3 storied Ward Block, a B + G + 1 storied Service Block, a G storied & 2 nos. G + 3 storied Nurses' Hostel and a G + 3 storied Doctors' Hostel, proposed - B+G+10 storied) along with mechanized car parking over the leasehold land of **M/s. Peerless Hospitex Hospital & Research Centre Ltd.** at Premises No. 360, Panchasayar, Mouza – Chakgaria, J.L. No. – 26, Khatian No. – 10, Dag No. – 01, P.S. – Purba Jadavpur, under Ward No. – 109 & Borough - XII of Kolkata Municipal Corporation (K.M.C.), Kolkata – 700094, West Bengal.

Proposal No. :-SIA/WB/MIS/117505/2019, File No :- EN/T-II-1/164/2021 Type- EC

INTRODUCTION

The proponent made online application vide proposal no. SIA/WB/MIS/117505/2019 dated 20.12.2021 seeking environment clearance under the provisions of the EIA Notification, 2006 for the above-mentioned project. The proposed project activity is listed at SL. No. 8(a) Building and Construction projects under Category "B2" of EIA Notification 2006.

The project was placed in the 45th meeting of SEIAA held on 01.02.2022 and it was decided to request the project proponent to upload certain documents. Project proponent uploaded their reply on 07.02.2022.

DELIBERATION IN SEIAA

SEIAA considered the submission made by the project proponent vide letter No. PHH/22/CE/PCB/08 dated 07.02.2022 and observed that the project proponent had uploaded all the required documents except Authorisation from WBPCB under Hazardous Waste Rules, 2008.

PP has mentioned that 'Authorisation from WBPCB under Hazardous Waste Rules, 2008' is not applicable for the hospital whereas the same is mandatory.

It is being observed that in spite of clearly mentioning about the required submittals, PP along with consultants are misinterpreting / misguiding by submitting incomplete / same faulty documents again and again. This is creating a substantial delay in processing of EC applications which is causing enormous wastage of time and energy for all. SEIAA considers this as misrepresentation and wilful submissions of faulty documents underplaying environmental concerns. In case of such repetitive and wrongful actions, SEIAA would be compelled to take action against the PP and consultants.

RECOMMENDATIONS OF SEIAA

PP is requested to submit the Authorisation from WBPCB under Hazardous Waste Rules, 2008.

CONCLUSION

Therefore, the application for EC is deferred (Additional Information).

(5) Proposed Common Bio Medical Waste Treatment Facility at Plot no. 9571, Mouza- Saharjora. J.L. no 26. P.S.- Barjora, Dist. Bankura, PIN : 722202, West Bengal by **M/s. SNG Envirosolutions Private Limited**

Proposal No. :- SIA/WB/MIS/55424/2020, File No :- EN/T-II-1/018/2020 Type- EC

INTRODUCTION

The proponent made online application vide proposal no. SIA/WB/MIS/55424/2020 dated 13.08.2021 along with copies of EIA/EMP seeking environment clearance under the provisions of the EIA Notification, 2006 for the above-mentioned project. The proposed project activity is listed at SL. No. 7(d)(a) Common Bio-Medical Waste Treatment Facility under Category "B1" of EIA Notification 2006.

The project proponent obtained ToR vide No. 108/EN/T-II-1/018/2020 dated 18.01.2021 from SEIAA, WB.

DELIBERATION IN SEIAA

SEIAA considered the recommendation of SEAC and observed the following :-

- a) **PP has obtained ToR against Plot no. 9571 only. Later on they have applied for EC also for the same plot no. The EIA report also mentions about the same plot no. though in the schedule other plot nos. are also mentioned in EIA (Annexure of EIA report) which are 9519, 9520, 9521, 9541, 9543, 9544, 9554, 9555, 9556, 9557, 9558, 9559, 9562, 9563, 9566, 9567, 9568, 9569, 9570 and 9571.**

The PP is required to clarify on this discrepancy and delineate the project area with all the dag nos. within it.

- b) **The land conversion document of plot no. 9571 is not uploaded.**

RECOMMENDATIONS OF SEIAA

The project proponent is required to submit clarification in this regard.

CONCLUSION

Therefore, the application for EC is deferred (Additional Information).

II	MISCELLANEOUS
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(1) Appraisal of sand mining cases with respect to the Order vide No. 90-ICE/O/MIN/GEN-MIS/27/2021 dated 17.02.2022 of the Department of Industry, Commerce and Enterprises, Mines Branch, Govt. of West Bengal.

Dept. of Industry, Commerce & Enterprises, Govt. of West Bengal had designated West Bengal Mineral Development & Trading Corporation Ltd. (WBMDTCL) a fully owned undertaking of the Govt. of West Bengal as the designated agency for operation of all sand mining activities as per the West Bengal Sand Mining Policy 2021 vide Gazette Notification 284-ICE/O/MIN/GEN-MIS/02/2021 dated 30.07.2021. It was further mentioned that no new lease for sand mining should be granted to any other agency apart from WBMDTCL and the existing lease should not be renewed and would automatically be resumed and vested with the State Govt. upon expiry of such lease. In view of the said policy of the Govt. of West Bengal, in order to expedite the process the pending sand mining applications received from individual applicants were delisted by SEIAA.

Subsequently, Dept. of Industry, Commerce & Enterprises, Govt. of West Bengal issued an Order vide No. 90-ICE/O/MIN/GEN-MIS/27/2021 dated 17.02.2022 wherein they have directed all the highest bidders who had deposited 1/3 of the bid money to apply for EC to SEIAA by 31.03.2022. The EC applications would be processed as per the existing guideline.

In view of the foregoing paras, all the PPs including those who had applied for EC for sand mining and whose applications were delisted are informed to apply afresh with a valid LOI and all the following mandatory documents:

- (1) Application in appropriate form in PARIVESH Portal.
- (2) Pre-feasibility Report.
- (3) Letter of Intent from the Competent Authority.
- (4) Approved Mine Plan
- (5) EIA/EMP, wherever required and
- (6) District Survey Report

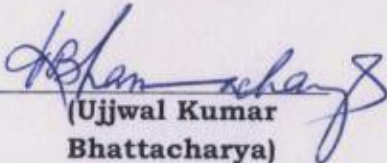
MS, SEIAA is requested to intimate all PPs who were delisted accordingly.

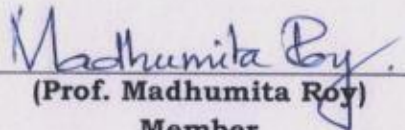
(2) W.P.A. No. 280 of 2021 – Ankur Sharma Vs State of West Bengal & Ors. regarding construction of building at Premises no. 449/A/1 G.T. Road and 449/A/2 G. T. Road, Serampore Mahesh, PIN : 712202 by M/s. Happy Niketan Pvt. Ltd.

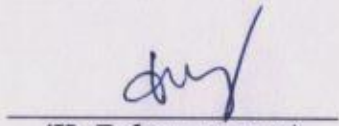
The Sr. Law Officer, DoE, presented the case summary before SEIAA. The matter was discussed and it was decided that the Sr. Law Officer would prepare an affidavit in opposition to be placed in next SEIAA meeting.

(3) O.A. No. 87 of 2021/EZ – Malay Rudra vs Bengal Peerless Housing Development Company Ltd. & Ors. regarding residential complex at R.S. Dag Nos. 125(Part) and 126(Part), J.L. No. 21, Mouza – Barakhola, P.S. – Purba Jadavpur, KMC Ward No. 109, Dist. – 24 Parganas South, West Bengal.

The Sr. Law Officer, DoE, presented the case summary before SEIAA. The matter was discussed and it was decided that MS, SEIAA would request the PP to submit the SWID permission for both Phase I and Phase II of the project to SEIAA.


(Ujjwal Kumar
Bhattacharya)
Chairman


(Prof. Madhumita Roy)
Member


(K. Balamurugan)
Member Secretary