
5. CFE application received at Regional Office, Eluru dt: 05.01.2019
7. CFE application received at Regional Office, Eluru on 25.06.2019.
8. RO’s inspection report received at ZO, Visakhapatnam on 27.06.2019.

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M/s. Siva Paramatma Metals (1.012 Ha of Road Metal, Ballast & Boulders Quarry), R.S.No. 304 & 305 of Gowaripatnam (V), Devarapalli (M), West Godavari District has submitted the CFE application vide reference 7th cited. The Environmental Engineer, Regional Office, Eluru submitted the verification report vide reference 8th cited.

The CFE application of the mining unit along with inspection report of the EE, RO, Eluru was placed before the CFE committee meeting held on 09.07.2019. The committee observed that i) the unit obtained EC vide order dated: 23.12.2018 issued by District Environmental Impact Assessment Authority(DEIAA), ii) the Hon’ble NGT orders dt.11.12.2018, has directed MoEF&CC, GoI to issue notification about certain procedures for obtaining EC for the mining units. Accordingly, Form-1M made more comprehensive for areas of 0 to 5 ha by dispensing with the requirement from Public Consultation to be evaluated by SEAC for recommendation of grant EC by SEIAA instead of DEAC/DEIAA (copy of MoEF&CC, GoI notification & Hon’ble NGT in O.A.No.186 of 2016 dt.13.09.2018 orders are enclosed). Further, the Hon’ble NGT in its orders mentioned that DEAC/DEIAAs are not competent to deal with ECs, iii) the proponent CFE application dt: 05.01.2019 was rejected on 17.01.2019 as the EC order issued by DEAC/DEIAA is not valid and directed to obtain EC from SEAC/SEIAA instead of DEAC/DEIAA and iv) now, the proponent again applied for the CFE of the Board without obtaining EC from the competent authority i.e., from SEAC/SEIAA. The application for Environmental Clearance for the mining unit has to be applied at &
scrutinized by SEAC/SEIAA instead of DEAC/DEIAA, the EC orders issued by DEAC/DEIAA is not valid. APPCB cannot issue CFE for the mining unit without valid Environment Clearances.

After discussion, the committee opined that the earlier recommendation dated: 17.01.2019 of rejection of CFE application holds good.

Hence, the CFE application filed by the industry is herewith rejected as the EC order issued by DEAC/DEIAA is not valid due to the reasons stated vide reference 6th cited where in the application submitted vide reference 5th cited.

It may be noted that establishment and operation of the industry without Consent for Establishment / Consent for Operation of the Board would be violation of section 25/26 of the Water (Prevention and Control of Pollution) Act, 1974 and section 21/22 of Air (Prevention and Control of Pollution) Act, 1981, which attract penal provisions of the said Acts.

It is also informed that no construction or developmental work should be carried out without Consent for Establishment (CFE) of the Board as per Notification dated 23-12-1996, 30-04-1999 and 01-05-2004 of the Board.

N V Bhaskara Rao
JOINT CHIEF ENVIRONMENTAL ENGINEER

To
The Occupier,
M/s. Siva Paramatma Metals
(1.012 Ha of Road Metal, Ballast & Boulders Quarry),
R.S.No. 304 & 305 of Gowaripatnam (V),
Devarapalli (M), West Godavari District.