

PARYAAVARAN TIMES



May 2022

Paryaavaraneer Times is a monthly newsletter edited by **Paryaavaraneer Engineers & Consultants Pvt Ltd.**

The newsletter aims at providing the updates in the field of environment in the previous month including environmental legal updates, guidelines, standards and other updates.

Table of content

Laws and Guidelines

- 1. Notification on reassigning the powers to grant Environmental Clearances**
Projects related to national security, river valley and mining
- 2. Withdrawal of STP design guideline by KSPCB**
All the upcoming STPs in the state of Karnataka
- 3. Draft notification on EC applicability for selected projects**
Projects related to green fuel based thermal power plants,, fish handling capacities, high way projects, toll plaza
- 4. Exclusion of ropeways from the Environmental Clearance (EC)**
Proposed Ropeway projects.
- 5. One-time opportunity to register ground water withdrawal**
Ground Water Users Including Industrial/ Infrastructure/ mining projects
- 6. Notification on Compensatory Afforestation for Captive Coal Blocks by PSUs**
State PSUs running captive coal blocks



Head office:
50-B, Kadakola Industrial
Area, Mysuru - 571311

Branch office:
12, 1st Main, 8th Cross, Srinidhi Layout
J P Nagara 8th Phase, Bengaluru - 560062

Phone : 8147928988 / 9008981927
Email : pec@paryaavaraneer.in
Website: www.paryaavaraneer.in





Notification on reassigning the powers to grant Environmental Clearances

Applicability:

Project proponents carry out projects related to National Security, mining of minerals, River valley projects, coal washeries and thermal power plants



[Link to notification](#)

Intent / Background

EIA notification 2006, categorizes the project as Cat A, appraised by central government and statewide appraised Cat B projects. With this notification, few segments of projects are reassigned between the state and centre

Summary:

- As per the amended notification, the Centre will now exercise the power to assess and grant environmental clearance to the projects under national defense or security importance, instead of the state.
- Further for mining of minerals, River valley projects, coal washeries and thermal power plants capacity of the project enhanced to be categorized as category A and B projects and added that Irrigation projects involving Inter-State issues shall be appraised at Central level without change in category.
- All mineral beneficiation projects irrespective of the procedure for beneficiation considered under category B project.
- Under physical infrastructure, airport activity, all expansion projects, including airstrips, which are for commercial use included under category B projects.

Implications:

As per the revised capacity, projects categorized as category A/ Cat B and which can be assessed and grant environmental clearance accordingly.

Head office:

50-B, Kadakola Industrial Area, Mysuru - 571311

Branch office:

12, 1st Main, 8th Cross, Srinidhi Layout
J P Nagara 8th Phase, Bengaluru - 560062

Phone : 8147928988 / 9008981927

Email : pec@paryaavaran.in

Website: www.paryaavaran.in





Applicability:

All the upcoming STPs in the state of Karnataka

Withdrawal of STP design guideline by KSPCB



[Link to notification](#)

Intent / Background

KSPCB had release a guideline document for the design and location selection for the STPs, The guideline approved only 4 technologies for the STPs and set out few guidelines for the design of these STPs. The guideline attracted criticism by few entities for restricting the technological options for the STPs

Summary:

In the said notification by KSPCB elaborated that while deliberating the issues of disposal of Consent applications of Infrastructural projects in the State Level Enforcement committee, the issues in particular of approval of selected technologies, were discussed in detail. Some members of the committee had raised objection regarding the approval of only 5 technologies. Also it was elaborated that under the Water Act, there is no provision for approving only selected technologies for STPs.

State Level Enforcement Committee has decided to get an opinion from legal cell on the provision under the Water Act to approve selected technologies.

As per the opinion of the legal section, it is not admissible to approve only the selected type of technologies, which puts an embargo on other technologies.

Based on these proceedings, the office memorandum selecting only selected technologies is withdrawn

Implications

The restrictions on the selection of the STP technologies is lifted .

Head office:

50-B, Kadakola Industrial Area, Mysuru - 571311

Branch office:

12, 1st Main, 8th Cross, Srinidhi Layout J P Nagara 8th Phase, Bengaluru - 560062

Phone : 8147928988 / 9008981927

Email : pec@paryaavaran.in

Website: www.paryaavaran.in





Draft notification on EC applicability for selected projects

Applicability:

Projects related to green fuel based thermal power plants,, fish handling capacities, high way projects, toll plaza



[Link to notification](#)

Intent / Background

On 11th April 2022, MoEFCC issued a draft amendment, on EIA Notification, 2006 to exempt environmental clearance to several projects including defence related or border area projects, those up to 25 MW thermal plants based on biomass /expansion of terminal building of airport, basically for projects deemed as public utility works.

Action needed:

- Thermal Power plants up to 25 MW based on biomass or non-hazardous municipal solid waste using auxiliary fuel such as coal, lignite/ petroleum products up to 15 % are exempted from taking NOC.
- Only expansion of terminal buildings >20,000 shall require EC, and expansion up to 1,50,000 sqm shall be appraised as per provisions of schedule 8(a) of the Notification; provided there is no increase in the existing area of the Airport.
- EC requirement for Fish handling capacity , has been increased from existing 10,000TPA to proposed 30,000TPA.
- All Highway projects are exempted up to 100 km from line of control/border subject to compliance of Standard Operating Procedure notified in this regard from time to time.
- Width at toll plaza and junction improvement at intersection of other roads is exempted from Right of Way."

Implications

In case of any objections/suggestions on the draft proposal, the same can be forwarded in writing within 60days of the publication of the notification to the secretary, MoEFCC, Indira Paryavaran Bhawan, New Delhi

Head office:

50-B, Kadakola Industrial Area, Mysuru - 571311

Branch office:

12, 1st Main, 8th Cross, Srinidhi Layout
J P Nagara 8th Phase, Bengaluru - 560062

Phone : 8147928988 / 9008981927

Email : pec@paryaavaran.in

Website: www.paryaavaran.in





Applicability:
Proposed Ropeway projects.

Exclusion of ropeways from the Environmental Clearance (EC).



Link to notification

Intent / Background

EIA notification 2006 states the requirement of prior environmental clearance for those projects listed out in the schedule. However since the aerial ropeway is an environment friendly mode of transport in hilly areas with least impact on environment compared to Roads/ Highways, ministry of Road Transport and Highways suggested to exclude aerial ropeway projects from EIA Notification, 2006

Summary:

- On recommendation of the expert appraisal committee Ropeway projects removed from the schedule in EIA notifications 2006.

Implications:

- Future establishment of ropeway projects need not to take prior environmental clearance.

One-stop environmental liaison service for Residential & Commercial Complexes
By Paryaavarner Engineers & Consultants Pvt Ltd

WHY US ??

- > End-to-end solution
- > ON time service
- > Training client team on compliance management
- > Dedicated team of Environmental engineers to support



• www.paryaavaran.in



• pec@paryaavaran.in



• 9008981927

Head office:
50-B, Kadakola Industrial Area, Mysuru - 571311

Branch office:
12, 1st Main, 8th Cross, Srinidhi Layout
J P Nagara 8th Phase, Bengaluru - 560062

Phone : 8147928988 / 9008981927
Email : pec@paryaavaran.in
Website: www.paryaavaran.in





Applicability:

Ground Water Users Including Industrial/
Infrastructure/ mining projects

**One-time opportunity to register
ground water withdrawal**



Link to notification

Intent / Background

Following the guidelines issued on "Control and regulate ground water extraction in India", Central Ground Water Authority issued public notice dated 31-03-2022 stating mandatory registration of ground water users. Further to improve the implementation of rules, CGWA issued timeline for registration of Groundwater users by issuing Public Notice No. 02/2022 on 28-04-2022

Action needed:

All the existing ground water users are given one-time opportunity to register their ground water withdrawal by 30.06.2022 by paying registration fee of Rs. 10,000 which will be adjusted at the time of submission of the complete Application. Such registered users shall be exempted from payment of Environmental Compensation, if they submit complete application before 30.09.2022, failing which Environmental Compensation shall be levied as per CGWA Guidelines. All other conditions shall remain unchanged.

Implications

Ground water users falls under the rules have to register their ground water withdrawal at <https://kgwa.in/Public/> before 30.06.2022

Head office:

50-B, Kadakola Industrial
Area, Mysuru - 571311

Branch office:

12, 1st Main, 8th Cross, Srinidhi Layout
J P Nagara 8th Phase, Bengaluru - 560062

Phone : 8147928988 / 9008981927

Email : pec@paryaavaran.in

Website: www.paryaavaran.in





Applicability:
State PSUs running captive coal blocks

Notification on Compensatory Afforestation for Captive Coal Blocks by PSUs



[Link to notification](#)

Intent / Background

The forest conservation rules of 2003 states that plantations should be raised on non-forest land to compensate for loss of forests due to coal mining. However the issue has been raised on non availability of non forest land to carry out afforestation. By considering this MOEFCC issued a notification stating to carryout afforestation activity in degraded forest area.

Action needed:

- Compensatory afforestation over degraded forests that is double in extent of the area being diverted instead of equivalent of non-forest land will be considered for captive coal blocks of state public sector units on a case-by-case basis only if the chief secretary of the concerned state shall certify that,
 1. No non forest land is available in the state for raising compensatory afforestation.
 2. No other category of forest land such as revenue lands/zudupi jungle/chhote/badejharka jungle which is not under administrative control of the state government is available for compensatory afforestation.

Implications

On approval of chief secretary on non availability of non forest land, the state PSUs of captive coal blocks has to carryout afforestation work in identified degraded forest

Head office:

50-B, Kadakola Industrial
Area, Mysuru - 571311

Branch office:

12, 1st Main, 8th Cross, Srinidhi Layout
J P Nagara 8th Phase, Bengaluru - 560062

Phone : 8147928988 / 9008981927

Email : pec@paryaavaran.in

Website: www.paryaavaran.in

