

I/6097/2021

Government of India  
Ministry of Environment, Forest and Climate Change  
(Forest Conservation Division)

\*\*\*\*

Indira Paryavaran Bhawan  
Aliganj, Jor Bagh Road  
New Delhi-110003

**Dated: 12th  
October, 2021**

To

The Addl. Chief Secretary (Forests),  
Government of Odisha,  
Bhubaneswar.

**Sub: Non-compliance of condition regarding violation- Proposal for non-forestry use of 75.635 ha of forest land within the limits of Paradip Port Trust at Paradip coming under jurisdiction of Rajnagar mangrove Division/Jagatsinghpur district, Odisha for development of Outer Harbour including Wester Dock & mechanization of existing operational berth by M/s Paradip Port Trust.**

Sir,

I am directed to refer to the State Government of Odisha's letter No. FE-DIV-FLD-0098-2021-12000 dated 13.07.2021 on above mentioned subject forwarding additional information as sought by the Ministry vide its letter dated 21.08.2020 and to say that request made by the State Government regarding acceptance of action taken report on the violation of Forest (Conservation) Act, 1980 was considered by the Forest Advisory Committee (FAC) in its meeting held on 17.09.2021. Minutes of FAC meeting may be accessed at [www.parivesh.nic.in](http://www.parivesh.nic.in).

In this regard it is conveyed that the violation has been recorded and the same was reported by different authorities at the time of decision taken for grant of Stage- I approval for the project. As per the provisions of FCA 1980 there is no scope to condone the penalty against the grant of unauthorized permission to use forest land for any non forestry purpose. There is no new material fact before the FAC that suggest that the permission for use of forest land without approval under FCA 1980 was not a violation. The request of State Government, therefore, cannot be accepted. Further, State government is requested to submit the compliance of the conditions specified in the Stage I approval so that the proposal can be granted Stage II approval as per the procedure.

In view of above, the State Government is requested to take action for violation of the FC Act as indicated above, and submit the compliance of condition specified in the Stage-I approval for further consideration of the proposal by the Ministry.

Yours faithfully,

Sd/-

**(Charan Jeet Singh)**

Scientist 'D'

**Copy to:**

1. The Principal Chief Conservator of Forests, Government of Odisha, Bhubaneswar.
2. The Regional Officer (Central), Integrated Regional Office (Eastern Zone), Bhubaneswar
3. The Nodal Officer, Forest Department, Government of Odisha, Bhubaneswar.
4. User Agency
5. Monitoring Cell of FC Division, MoEF&CC
6. Guard File