

F. No. 8-8/2007 - FC
Government of India
Ministry of Environment, Forests and Climate Change
(Forest Conservation Division)

Indira Paryavaran Bhawan,
Aliganj, Jor Bag Road,
New Delhi - 110003.
Dated: 11th May, 2015

To

The Principal Secretary (Forests),
Government of Madhya Pradesh,
Bhopal.

Sub: Transfer of lease in respect of diversion of 728.750 ha of forest land for coal mining at Amelia (North) Coal Block in Sidhi District in the State of Madhya Pradesh from the original user i.e. M/s M.P State Mining Corp. Ltd. in whose favour forest land was diverted to new user agency i.e. to M/s Jaiprakash Power Ventures Limited in whose favour the coal block was auctioned/re-allotted by the Ministry of Coal – regarding.

Sir,

I am directed to refer to the Ministry of Coal's letter no. 13016/38/2015-CA-II dated 16.04.2015 on the above subject requesting this Ministry's to transfer its approval granted under the Forest (Conservation) Act, 1980 for diversion of forest land for coal mining at Amelia (North) Coal Block in Sidhi District in the State of Madhya Pradesh from the original user i.e. M/s M.P State Mining Corp. Limited, in whose favour forest land was diverted, to new user agency i.e. to M/s Jaiprakash Power Ventures Limited, in whose favour the coal block was auctioned/re-allotted by the Ministry of Coal, in accordance with para 2.8 of the Guidelines issued under the Forest (Conservation) Act, 1980 read with the Guidelines dated 3.05.2010, 3.05.2013 and latest Guidelines dated 31.03.2015.

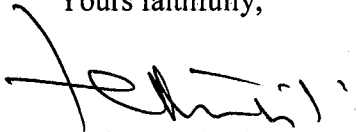
In this connection, I am directed to say that after careful examination of the proposal for transfer of forest clearance and on the basis of recommendations of the Ministry of Coal, the Central Government hereby conveys its approval for transfer of Stage-I and Stage-II approvals in respect of diversion of 728.750 ha accorded by the Ministry vide its letter of even number dated 27.02.2009 and 30.11.2012, respectively for coal mining at Amelia (North) Coal Block in Sidhi District in the State of Madhya Pradesh from the original user i.e. M/s M.P State Mining Corp. Limited, in whose favour forest land was diverted, to new user agency i.e. to M/s Jaiprakash Power Ventures Limited, in whose favour the coal block was auctioned/re-allotted by the Ministry of Coal subject to the conditions as given below:

- i. Compensatory afforestation over the non-forest land equal in extent to the forest land being diverted shall be raised and maintained by the State Forest Department at the cost of the User Agency. The CA scheme may be revised accordingly, if required.
- ii. The non-forest land identified for raising compensatory afforestation shall be transferred and mutated in favour of the State Forest Department before execution of mining lease in favor of the new user agency;



- iii. The land identified for the purpose of CA shall be clearly depicted on a Survey of India toposheet of 1:50,000 scale and a differential GPS of the area will be submitted to the Ministry by the State Government before execution of lease in favor of the new user agency;
- iv. The non-forest land transferred and mutated in favour of the State Forest Department shall be notified by the State Government as RF under Section-4 or PF under Section-29 of the Indian Forest Act, 1927 or under the relevant Section(s) of the local Forest Act, 1927 latest within a period of six months from the date of issue of this letter. The Nodal Officer shall report compliance in this regard along with a copy of the original notification declaring the non-forest land under Section 4 or Section 29 of the Indian Forest Act, 1927, as the case may be, within the stipulated period to the Central Government for information and record;
- v. Lease transfer charges @ 10% of the NPV or Rs. 1,00,000/- (1 Lakh) whichever is less will be realized from the new user agency and will be deposited in the account of Ad-hoc CAMPA before execution of lease in favour of the new user agency.
- vi. Reimbursement of amount paid by the original user agency shall be dealt with in the manner, as provided in the Coal Mines (Special Provisions) Second Ordinance, 2014 and Rules framed thereunder.
- vii. The new user agency shall pay the NPV as per the approval granted under FC Act if not paid earlier. The new user agency shall also furnish an undertaking to pay the additional NPV, if so determined by the Hon'ble Supreme Court of India.
- viii. The new user agency shall abide by all the conditions on which the forest land was leased to the original user agency.
- ix. The new user agency shall abide by any other condition that may be stipulated by the Central Government/Regional Offices/State Government in future in the interest of conservation, protection and development of forests & wildlife.

Yours faithfully,

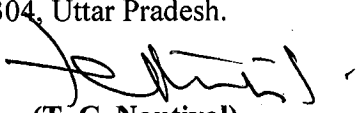


(T. C. Nautiyal)

Assistant Inspector General of Forests (FC)

Copy to:

1. Secretary, Ministry of Coal, Shastri Bhawan, New Delhi.
2. Principal Chief Conservation of Forests, Government of Madhya Pradesh, Bhopal.
3. Addl. PCCF (Central), Regional Office (Western Zone), Bhopal.
4. Nodal Officer, O/o the PCCF, Government of Madhya Pradesh, Bhopal.
5. User Agency
 - a) Managin Director, MP State Mining Corporation Limited, Paryavas Bhawan, Block No. 1 A 2nd Floor, Bhopal
 - b) M/s Jaiprakash Power Ventures Limited, Sector 128, Noida-201304, Uttar Pradesh.
6. Monitoring Cell, FC Diviosn, MoEF&CC, New Delhi
7. Guard File.



(T. C. Nautiyal)

Assistant Inspector General of Forests (FC)