



**STATE FOREST HEADQUARTERS  
OFFICE OF THE PRINCIPAL CHIEF CONSERVATOR OF FORESTS, ODISHA  
BHUBANESWAR**

No . **5827** /9F (Road) - 31/2019  
Dated, Bhubaneswar the **12<sup>th</sup> March**, 2020

From

Jitendra Kumar, IFS  
Principal CCF (FD & NO, FC Act),  
O/o the PCCF & HoFF, Odisha, Bhubaneswar.

To

The Additional Director General Forests (Central),  
Government of India,  
Ministry of Environment, Forests & Climate Change,  
Eastern Regional Office, Chandrasekharpur,  
Bhubaneswar.

**Sub:- Proposal for diversion of 0.28 ha Forest Land for construction of approach road from NH-520 to Kamanda Steel Plant of Rungta Mines Ltd. in Bonai Sub-Division of Sundargarh District. (Proposal No. FP/OR/ROAD/35474/2018 St. Sl. No.OR-08/2019 dt.13.2.2019)**

Sir,

In inviting reference to the above mentioned subject, this is to inform that Government of India, Ministry of Environment, Forest & Climate Change, ERO, Bhubaneswar have accorded Stage-I approval vide their Letter No. 5-ORB389/2019- BHU dated 30.07.2019 for diversion of 0.28 ha Forest Land for construction of approach road from NH-520 to Kamanda Steel Plant of Rungta Mines Ltd. in Bonai Sub-Division of Sundargarh District subject to fulfillment of twenty two (22) nos of conditions stipulated therein. Further, Government in F&E Department have imposed 3 (Three) nos of additional conditions. The User Agency has complied all the conditions imposed by Govt. of India, MoEF & CC, ERO, Bhubaneswar as well as State Government. The point wise compliance basing on the report of the Addl.PCCF, Rourkela Circle are as follows:-

**Condition No.2(i): Legal Status of forest land proposed for diversion shall remain unchanged.**

**Compliance:-** In compliance to the above, the Addl.PCCF, Rourkela Circle has reported that the user agency has furnished an undertaking that the legal status of forest land proposed for diversion shall remain unchanged. The undertaking to this effect furnished by the user agency is enclosed at UT No.1 of Annexure-1.

**Condition No.(ii): Forest land will be handed over only after required non-forest land for the project is handed over to the user agency.**

**Compliance:-** In compliance to the above, the Addl. PCCF, Rourkela Circle has reported that the above condition shall be adhered to after grant of Stage-II approval from the GoI, MoEF & CC, Eastern Regional Office, Bhubaneswar.

OK



190

**Condition No.(iii) :** *The State Govt. shall realize the cost of plantation (including 10 years maintenance) of ten times the number of trees likely to be felled from forest areas from the user agency towards compensatory afforestation.*

**Compliance:-** In compliance to the above, the Scheme for plantation of 120 nos. of plants (10 times the number of trees to be felled from forest area) along both sides of the non-forest portion of the proposed road alignment in Koira Range of Bonai Forest Division has been technically approved for Rs. 4,22,800/- at the wage rate of Rs. 286.30 per MD with 10 year maintenance by the RCCF, Rourkela Circle. The User Agency had deposited the aforesaid approved amount of **Rs. 4,22,800/-** in the Ad-hoc CAMPA Account No. 150826135474687 in Corporation Bank, Lodhi Road, New Delhi vide **UTR No. BARBH19260899929 dated 17.09.2019** which is enclosed as **Annexure 2A**.

Further, owing to revision of wage rate, the Addl.PCCF, Rourkela Circle has technically approved the said scheme for Rs 4,27,210/- at current wage rate of Rs 298/- per manday. Hence, the User Agency has deposited the differential amount of **Rs.4,410/-** (Cost plantation of Rs 4,27,210 @ Rs. 298/- per MD – Rs 4,22,800 @ 286.30/- per MD) in Ad-hoc CAMPA Account No. 150826135474067 in Corporation Bank, Lodhi Road, New Delhi of vide **UTR No. BARBR20021335726 dated 21.01.2020** which is enclosed as **Annexure-2 (B)**. A copy of the said scheme is enclosed as **Annexure-2**.

**Condition No.(iv) :** *The State Govt. shall charge the Net Present Value (NPV) for the 0.28 ha forest area to be diverted under this proposal from the user agency as per the Orders of Hon'ble Supreme Court of India dated 30.10.2002, 01.08.2003, 28.03.2008, 24.04.2008 and 09.05.2008 in IA No.566 in Writ Petition (Civil) No-202/1995 and as per the guidelines issued by Ministry vide letter No.5-1/1998-FC (Pt.II) dated 18.09.2003, as well as letter No.5-2/2006-FC dated 03.10.2006 and No.5-3/2007-FC dated 05.02.2009 in this regard.*

**Compliance:-** In compliance to the above, the Addl.PCCF, Rourkela Circle has reported that the User Agency has deposited Rs 3,04,932/- which includes **Rs. 2,04,400/-** towards the cost of NPV over 0.28 ha. of forest land @ Rs. 7,30,000/- per ha (Eco-value class-I, Canopy density 0.2) in Ad-hoc CAMPA Account No. 150826135474071 in Corporation Bank, Lodhi Road, New Delhi of vide **UTR No. BARBH19232818586 dated 20.08.2019** which is enclosed as **Annexure-2 (A)**.

**Condition No.(v) :** *Additional amount of the NPV of the forest land to be diverted, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall be charged by the State Govt. from the user agency. The user agency shall furnish an undertaking to this effect.*

**Compliance:-** In compliance to the above, the User Agency has furnished an undertaking to pay the additional amount of NPV, if so determined, as per the final decision of the Hon'ble Supreme Court of India which is enclosed as **UT No.2 of Annexure-1**.

**Condition No.(vi) :** *All the funds received from the user agency under the project shall be transferred / deposited to State CAMPA fund only through (<https://parivesh.nic.in/>).*



**Compliance:-** In compliance to the above, all the funds deposited under this projects have been transferred to the account of Ad-hoc CAMPA of Ministry of Environment & Forests. The details of all the payments furnished by the DFO, Bonai Forest Division are as follows:-

Sl. No.	Type of deposit (NPV/CA/IWMP /Others) (Specify)	Whether by RTGS/ DD/ NEFT (Specify)	UTR/ DD No.	Amount deposited (in Rs.)	Date of deposited	Name of Bank from which amount transferred to account CAF	Bank Account of CAF managed by CAMPA in which fund deposited	Deposited with
1	NPV	Online	UTR No. BARBH19232818586	2,04,400/- part of deposit of Rs. 3,04,932/-	20.08.2019	Bank of Baroda Barbil Branch	A/c No. 1508261354740 71 Corporation Bank Lodhi Complex Branch, New Delhi	Adhoc-CAMPA
2	Regional Wildlife Management Plan	Online	UTR No. BARBH19232818586	1,00,532/- part of deposit of Rs. 3,04,932/-	20.08.2019	Bank of Baroda , Barbil Branch	A/c No. 1508261354740 71, Corporation Bank Lodhi Complex Branch, New Delhi	Adhoc-CAMPA
3	Cost for plantation of 120 nos of plants	Online	UTR No. BARBH19260899929	4,22,800/-	17.09.2019	Bank of Baroda Barbil Branch	A/c No. 1508261354746 87 Corporation Bank Lodhi Complex Branch, New Delhi	Adhoc-CAMPA
4	Differential cost for plantation of 120 nos of plants	Online	UTR No. BARBR20021335726	4,410/- (Differential amount)	21.01.2020	Bank of Baroda , Barbil Branch	A/c No. 1508261354740 67 Corporation Bank Lodhi Complex Branch, New Delhi	Adhoc-CAMPA

The details of funds deposited in Adhoc-CAMPA in the prescribed format duly countersigned by the DFO, Bonai division and PCCF (FD & NO, FC Act) is enclosed as **Annexure-3**.

**Condition No.(vii) :** As per recommendation of State Govt., the user agency shall pay proportionate contribution towards implementation of Regional Wildlife Management Plan prepared for Bonai-Keonjhar region.

**Compliance:-** In compliance to the above, the User Agency has deposited Rs 3,04,932/- which includes Rs. 1,00,532/- towards the cost of Regional Wildlife Management Plan fund over 1.226 ha @ Rs. 82,000/- per hectare. in Ad-hoc CAMPA Account No. 150826135474071 in Corporation Bank, Lodhi Road, New Delhi of vide UTR No. BARBH19232818586 dated 20.08.2019 which is enclosed as **Annexure-2 (A)**.

*T. J. J.*



Condition No.(viii) : *The user agency shall restrict the felling of trees to minimum number in the forest land to be diverted and the trees shall be felled under the strict supervision of the State Forest Department and the cost of felling shall be deposited by the user agency with the Forest Department.* 88

**Compliance:-** In compliance to the above, the Addl.PCCF, Rourkela Circle has reported that the total 48 nos of trees (12 nos in forest area over 0.28 ha and 36 nos in non-forest land over 0.946 ha) have been felled as per the enumerated list of the standing trees felling within the project area under strict supervision of forest development. The user agency has deposited **Rs. 1,11,783/-** (One Lakh eleven thousand seven hundred eighty three) only towards cost of felling of trees to OFDC Ltd Rourkela in the Account No. 0395201010704 in Canara Bank, Rourkela in favour of Divisional Manager, OFDC Ltd (C-KL) Division vide **UTR No. BARBH19346243154 dated 12.12.2019**. The copy of the receipt in support of payment is enclosed as **Annexure- 3 (A)**.

Condition No.(ix): *The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.*

**Compliance:-** In compliance to the above, the Collector, Sundargarh has issued requisite certificate in Form No-I under Forest Rights Act,2006 over 0.28 ha. of forest land vide his Letter No.3933 dt.5.12.2018 which is enclosed as **Annexure-4**.

Condition No.(x) : *The user agency shall obtain Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.*

**Compliance:-** In compliance to the above, the User Agency has furnished an undertaking to obtain Environment Clearance as per the provisions of the Environmental (Protection) Act,1986 which is enclosed as **UT No-3 of Annexure-1**.

Condition No.(xi) : *No additional or new path will be constructed inside the forest area for any activity related to the project work.*

**Compliance:-** In compliance to the above, the User Agency has furnished an undertaking that no additional or new path will be constructed inside the forest area for any activity related to the project work which is enclosed as **UT No- 5 of Annexure-1**.

Condition No.(xii) : *No labour camp shall be allowed in the forest area.*

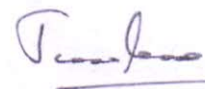
**Compliance:-** In compliance to the above, the User Agency has furnished an undertaking that no labour camp shall be allowed in the forest area which is enclosed as **UT No-6 of Annexure-1**.

Condition No.(xiii) : *The user agency shall provide LPG, to labourers working at the site to avoid damage/tree felling and ensure no fuel wood use.*

**Compliance:-** In compliance to the above, the User Agency has furnished an undertaking to provide LPG to labourers working at the site to avoid damage/tree felling and ensure no fuel wood use which is enclosed as **UT No-7 of Annexure-1**.

Condition No.(xiv) : *The user agency while executing works, shall not fell any tree or damage forest growth in the surrounding forest area in any manner.*

**Compliance:-** In compliance to the above, the User Agency has furnished an undertaking not to fell any tree or damage forest growth in the surrounding forest area in any manner while executing works which is enclosed as **UT No-8 of Annexure-1**.





Condition No.(xv) : *The boundary of the forest land to be diverted shall be suitably demarcated on ground at the project cost, as per the directions of the concerned Divisional Forest Officer.* 87

**Compliance:-** In compliance to the above, the Addl.PCCF, Rourkela Circle has reported that the Range Officer, Koira has intimated that the boundary of the forest land to be diverted has been demarcated on ground by the User Agency.

Condition No.(xvi) : *The period of diversion under this approval shall be co-terminus with the period of lease granted in favour of user agency or the project life, whichever is less.*

**Compliance:-** In compliance to the above, the Addl.PCCF, Rourkela Circle has reported that since it is a road project and not a mining lease, co-terminous condition may not be applicable.

Condition No.(xvii) : *The layout plan of the proposed forest land shall not be changed without prior approval of Ministry of Environment, Forest & Climate Change.*

**Compliance:-** In compliance to the above, the User Agency has furnished an undertaking not to change the layout plan of the proposed forest land without the prior approval of the MoEF & CC, which is enclosed as **UT No-9 of Annexure-1.**

Condition No.(xviii) : *The forest land shall not be used for any purpose other than that specified in the proposal and under no circumstances be transferred to any other user agency, department or person without the prior approval of Ministry of Environment, Forest & Climate Change.*

**Compliance:-** In compliance to the above, the User Agency has furnished an undertaking that the forest land shall not be used for any purpose other than that specified in the proposal and under no circumstances shall be transferred to any other user agency, department or person without the prior approval of MoEF & CC which is enclosed as **UT No-10 of Annexure-1.**

Condition No.(xix) : *Any other conditions that the Ministry of Environment, Forests & Climate Change may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area, shall be complied by the user agency.*

**Compliance:-** In compliance to the above, the User Agency has furnished an undertaking to comply with any other condition which the MoEF & CC may impose from time to time in the interest of afforestation, conservation, and management of flora and fauna in the area which is enclosed as **UT No-11 of Annexure-1.**

Condition No.(xx) : *The State Govt. and user agency shall ensure compliance to provisions of the all Acts, Rules, Regulations, Guidelines, NGT Order (s) & Hon'ble Court Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project.*

**Compliance:-** In compliance to the above, the User Agency has furnished an undertaking to ensure compliance to the provisions of all Acts, Rules, Regulations, Guidelines, NGT Order (s) and Hon'ble Court Order (s) pertaining to this project, if any, for the time being in force, as applicable to the Project which is enclosed as **UT No-12 of Annexure-1.**

Condition No.(xxi) : *Violation of any of these conditions will be dealt as per Para 1.21 (iii) of Chapter-I of Handbook of Guidelines issued under F.C. Act, 1980 vide Ministry's letter No-5-2/2017-FC dated 28.03.2019.*

**Compliance:-** In compliance to the above, the User Agency has furnished an undertaking to that violation of any of these conditions shall be dealt with us as per Para 1.21 (iii) of Chapter-I of



Handbook of Guidelines issued under F.C. Act, 1980 vide Ministry's letter No-5-2/2017-FC dated 28.03.2019, which is enclosed as **UT No-13 of Annexure-I**. 86

**Condition No.(xxii) : The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in>).**

**Compliance:-** In compliance to the above, the Addl.PCCF, Rourkela Circle has reported that User Agency has uploaded the compliance report on e-portal (<https://parivesh.nic.in>).

**Additional Condition issued by the Forest & Environment Department, Govt. of Odisha.**

- *The site specific wildlife conservation plan approved by Chief Wildlife Warden, Odisha will be implemented at project cost.*

**Compliance:-** In compliance to the above, the Government of Odisha in F&E Department vide Lr. No. 19911/F&E dated 21.10.2019 addressed to the PCCF, Odisha and copy thereof endorsed to the GoI, MoEF & CC have waived the implementation of Site Specific Wildlife Conservation Plan the project approved by the Chief Wildlife Warden, Odisha as imposed by the State Government vide Letter No. 14658/ F&E dated 02.08.2019 since the User Agency will be paying the cost of implementation of Regional Wildlife Management Plan as per Condition No.2 (vii) of Stage-I approval order. A copy of the above said letter is enclosed as **Annexure-5**.

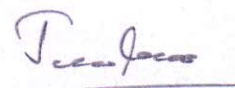
- **Consent to establish of SPCB, Odisha shall be obtained by the user agency as applicable.**

**Compliance:-** In compliance to the above, the Addl. PCCF, Rourkela Circle has reported that the Consent to establish is not required as per the clarification issued by the Chief Environmental Engineer, SPCB, Odisha vide Letter No.13972/IND-II-NOC-Misc.-244 (pt) dt. 27.12.2019 which is enclosed as **Annexure-6**.

- *A scheme duly approved by the competent authority for planting 10 times of no. of trees to be felled shall be executed at project cost.*

**Compliance:-** In compliance to the above, the Scheme for plantation of 120 nos. of plants (10 times the number of trees to be felled from forest area) along both sides of the non-forest portion of the proposed road alignment in Koira Range of Bonai Forest Division has been technically approved for Rs. 4,22,800/- at the wage rate of Rs. 286.30 per MD for 10 year maintenance by the RCCF, Rourkela Circle. The User Agency had deposited the aforesaid approved amount of Rs. 4,22,800/- in the Ad-hoc CAMPA Account No. 150826135474687 in Corporation Bank, Lodhi Road, New Delhi vide **UTR No. BARBH19260899929 dated 16.09.2019 which is enclosed as Annexure 2A**.

Further, owing to revision of wage rate, the Addl. PCCF, Rourkela Circle has technically approved the said scheme for Rs 4,27,210/- at current wage rate of Rs 298/- per Manday. Hence, the User Agency has deposited the differential amount of **Rs.4,410/-** (Cost of plantation of Rs. 4,27,210 @ Rs. 298/- per MD – Cost of plantation of Rs. Rs. 4,22,800/- @ Rs. 286.30/- per MD) (Rs 4,27,210 – Rs 4,22,800) in Ad-hoc CAMPA Account No. 150826135474067 in Corporation Bank, Lodhi Road, New Delhi of vide **UTR No. BARBR20021335726 dated 21.01.2020** which is enclosed as **Annexure-2 (B)**. A copy of the said scheme is enclosed as **Annexure-2**.



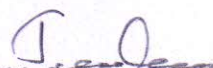


85

In view of the above compliances, to the conditions imposed in Stage-I approval of Government of India, Ministry of Environment, Forests and Climate Change, Eastern Regional Office, Bhubaneswar and as well as additional conditions imposed by State Government is sent herewith for according final approval for diversion of 0.28 ha Forest Land for construction of approach road from NH-520 to Kamanda Steel Plant of Rungta Mines Ltd. in Bonai Sub-Division of Sundargarh District under Section-2 of Forest Conservation Act, 1980.

**Encl: Stage-I Compliance in two sets**

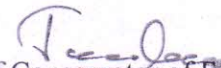
Yours faithfully,

  
Principal Chief Conservator of Forests  
Forest Diversion & Nodal Officer, FC Act  
5/3/20

Memo No. 5828 /Dt. 12.03.2020

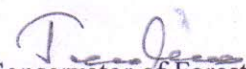
Copy alongwith one set of Stage-I compliance forwarded to the Additional Chief Secretary to Government, Forest & Environment Department, Odisha, Bhubaneswar for information and necessary action with reference to F&E Department Letter No. 10F (Cons) 61/19/14658/F&E dated 02.08.2019.

**Encl: Stage-I Compliance in one set**

  
Principal Chief Conservator of Forests  
Forest Diversion & Nodal Officer, FC Act  
5/3/20

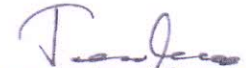
Memo No. 5829 /Dt. 12.03.2020

Copy forwarded to the Addl. PCCF, Rourkela Circle for information and necessary action with reference to his memo no. 159 dated 25.01.2020

  
Principal Chief Conservator of Forests  
Forest Diversion & Nodal Officer, FC Act  
5/3/20

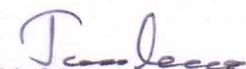
Memo No. 5830 /Dt. 12.03.2020

Copy forwarded to the Divisional Forest Officer, Forest Division, Bonai Forest Division for information and necessary action with reference to memo no. 160 dated 25.01.2020 of Addl.PCCF, Rourkela Circle to his address.

  
Principal Chief Conservator of Forests  
Forest Diversion & Nodal Officer, FC Act  
5/3/20

Memo No. 5831 /Dt. 12.03.2020

Copy forwarded to M/s Rungta Mines Ltd., At/Po- Barbil, Dist-Keonjhar for information and necessary action with reference to memo no. 161 dated 25.01.2020 of Addl.PCCF, Rourkela Circle to his address.

  
Principal Chief Conservator of Forests  
Forest Diversion & Nodal Officer, FC Act  
5/3/20