



Government of Karnataka

No. FEE 39 FFM 2020 (e)

Karnataka Government Secretariat
Multistoried Buildings
Bengaluru, Date: 30-09-2020

From:

The Additional Chief Secretary to Government,
Forest, Ecology and Environment Department,
Bengaluru-560001.

To:

The Secretary to Government of India,
Ministry of Environment, Forests and Climate Change,
Paryavaran Bhawan, CGO Complex, Lodhi Road, New Delhi - 110003.

Sir,

Sub: Diversion of 64.86 hectare of forest land (60.66 ha for mining + 4.2 ha for approach road) in Swamimalai (SM) Block Forest, near Dharmapura Village, Sandur Taluk, Ballari District for Narasimha Iron Ore Mine ML No 2148 [an auctioned C-category mine] erstwhile Lessee Sri H.G. Rangangouda] in favour of M/s MSPL Limited, Hosapete, Ballari District [LOI holder].

Ref: Letter No. KFD/HOFF/A5-1(MNG)/51/2018-FC, dated: 23-06-2020 of the Principal Chief Conservator of Forests (Head of Forest Force), Bengaluru.

With reference to the above subject, the proposal submitted by the Principal Chief Conservator of Forests (HoFF), Bengaluru vide letter referred at above and recommendation of the State Government (Part-V) are herewith enclosed.

I am directed to request you to convey '**in-principle**' (Stage-I) approval under Section 2 of the Forest (Conservation) Act, 1980 for diversion of 64.86 hectare of forest land (60.66 ha for mining + 4.2 ha for approach road) in Swamimalai (SM) Block Forest, near Dharmapura Village, Sandur Taluk, Ballari District for Narasimha Iron Ore Mine ML No 2148 [an auctioned C-category mine] erstwhile Lessee Sri H.G. Rangangouda] in favour of M/s MSPL Limited, Hosapete, Ballari District [LOI holder] by stipulating suitable conditions.

Yours faithfully

(S. Srinivasa)

Under Secretary to Government

[6/c] Forest, Ecology and Environment Department (Forest-C)

30/09/2020

Copy to:

1. The Principal Chief Conservator of Forests (HoFF), Aranya Bhavan, Malleshwaram, Bengaluru-560003.
2. Spare Copies / SGF.

Issue: 29/09/2020
Dated: 30/09/2020

Part-V

(To be filled in by the Secretary in charge of Forest Department or by any other authorised officer of the State Government not below the rank of an Under Secretary)



Recommendation of the State Government	Recommended for according 'in-principle' (Stage-I) approval for diversion of 64.86 hectare of forest land (60.66 ha for mining + 4.2 ha for approach road) in Swamimalai (SM) Block Forest, near Dharmapura Village, Sandur Taluk, Ballari District for Narasimha Iron Ore Mine ML No 2148 [an auctioned C-category mine] erstwhile Lessee Sri H.G. Rangangouda] in favour of M/s MSPL Limited, Hosapete, Ballari District [LOI holder] for a period co-terminus with the lease granted under MMDR Act, 1957; subject to submission of RoFR Compliance Certificate in Form - II from the Jurisdictional Deputy Commissioner and by stipulating conditions as specified in Annexure-A (revised).
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(Adverse comments made by any officer or authority in Part-II or Part-III or Part-IV above should be specifically commented upon)

Signature :

Name: :

Office Seal: :


(S. SRINIVASA) 30/09/20
Under Secretary to Government
Forest, Ecology and Environment Department (Forest-C)
30/09/2020


File No: FEE 39 FFM 2020 (e)

Place: Bengaluru

Date: 30-09-2020

File No.KFD/HOFF/A5-1(MNG)/51/2018-FC-KARNATAKA FOREST DEPARTMENT

ಕರ್ನಾಟಕ ಸರ್ಕಾರ

GOVERNMENT OF KARNATAKA

ಪ್ರಧಾನ ಮುಖ್ಯ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿ

(ಅರಣ್ಯ ಪಡೆ ಮುಖ್ಯಸ್ಥರು) ರವರ ಕಛೇರಿ

Office of
Principal Chief Conservator of Forests
(Head of Forest Force)

ಅರಣ್ಯ ಭವನ, 18ನೇ ಅಡ್ಡ ರಸ್ತೆ

ಮಲ್ಲೇಶ್ವರಂ, ಬೆಂಗಳೂರು-560 003.

Aranya Bhavan, 18th Cross
Malleshwaram, Bengaluru-560 003

Telephone : 080 2334 6472

Email : apccffc@gmail.com

E-office File No. KFD/HOFF/A5-1(MNG)/51/2018-FC

E -67256

Encl: Annexure-A

Date 17-08-2020

To,

The Additional Chief Secretary to Government
Department of Forest Ecology and Environment
M.S.Building, Bengaluru.

Sir,

Sub: Diversion of 64.86 hectare of forest land (60.66 ha for mining + 4.2 ha for approach road) in Swamimalai (SM) Block Forest, near Dharmapura village, Sandur Taluk, Ballari District for Narasimha Iron Ore Mine ML No.2148 [an auctioned C-category mine] erstwhile Lessee Sri. H.G. Rangangouda] in favour of M/s MSPL Limited, Hosapete, Ballari District [LOI holder]

Proposal No.FP/KA/MIN/39986/2019 [FORM-A]

Ref: 1) This office letter of even No dated 23-06-2020
2) M/s MSPL Limited, Hosapete letter dated 26-06-2020

This office vide Ref (1) has submitted a proposal seeking approval under the Forest (Conservation) Act, 1980 for diversion of the forest land mentioned above. In the Annexure-A attached to the said proposal the following condition is included in Sl No.10.

"No Crushing/breaking of stone or labour camp shall be allowed on forest land and all waste/debris generated shall be scientifically disposed off outside the forest area"

The User Agency vide Ref (2) has represented to this office stating that mining activities involves crushing, breaking of stone, labour camps and forest land and waste / debris generated shall be scientifically disposed and thus requested to remove / delete the above condition from Annexure-A.

The said condition is included in the Annexure-A inadvertently. Hence, the revised Annexure-A modifying the said condition is enclosed herewith for your kind information and further action.

Yours faithfully

(Sanjai Mohan IFS)
Principal Chief Conservator of Forests
(Head of Forest Force)

ANNEXURE - 'A'

1. The legal status of forest land shall remain unchanged and it shall continue to be forest land.
2. The User Agency shall pay the applicable Net Present Value (NPV), Compensatory, Plantation cost of extraction of trees, Land lease rent and any other levies as per the conditions of approval.
3. The User Agency shall demarcate the lease area in the manner specified at the time of approval at its own cost.
4. The road shall be used for transportation of ore between sunrise and sunset only.
5. The lessee shall not sub-lease, mortgage & hypothecate the forest area.
6. The leased out area should be used for the purpose for which it is granted. In case the land is not used for the stipulated purpose within two years or when it is no longer needed for the stipulated purpose, the area would stand resumed to the Forest Department.
7. No change in Land Use Plan on forest land shall be done except with prior approval of Government of India under FC Act 1980.
8. The application for renewal of the lease in the prescribed form and manner shall be submitted at least six months prior to the expiry of forest lease. In case no renewal is sought, the Lessee shall hand over the lease.
9. No residential or commercial buildings shall be permitted in the forest area proposed for diversion.
10. **Waste and debris generated shall be scientifically disposed off outside the forest area.**
11. Any damage to forest area because of implementation of the proposal shall be compensated by the Lessee. The extent of damage shall be assessed by the jurisdictional Deputy Conservator of Forests/ Conservator of Forests/ Chief Conservator of Forests.
12. The Lessee shall ensure that no avoidable harm is caused to the fauna and flora in and around the proposed area.
13. In case, any violation of the provisions of the Karnataka Forest Act, 1963 & Rules, 1969 or other relevant Acts/Rules is reported during the lease period, the lease will be liable for forfeiture under Section 82 of Karnataka Forest Act, 1963. The Chief Conservator of Forests / Deputy Conservator of Forests concerned are authorized to take necessary action in this regard.
14. The approval under the Forest (Conservation) Act, 1980 is subject to any other clearances necessary under the prevailing statutes.
15. The User Agency shall also abide by other conditions those may be imposed by the Government of India, Government of Karnataka and Principal Chief Conservator of Forests (Head of Forest Force) before or after the approval.

(Sanjai Mohan IFS)

Principal Chief Conservator of Forests
(Head of Forest Force)