



OFFICE OF THE PRINCIPAL CHIEF CONSERVATOR OF FORESTS, ODISHA,
BHUBANESWAR

Letter No. 11146
Dated, Bhubaneswar, the

/9F (Rly) 309/2020
08th July, 2021

To

Deputy Director General of Forests (Central)
Ministry of Environment Forests & Climate Change,
Government of India,
Integrated Regional Office,
A/3, Chandrasekharapur,
Bhubaneswar

Sub: Diversion of 18.131 ha of forest land for construction of 3rd & 4th line between Jarapada-Budhapanka with flyover at Talscher Road Railway Project (Ch. 132.712 Km to 174.826 Km) under Angul Forest Division by East Coast Railways.

Madam,

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-ORC 423/2020-BHU dated 31.07.2020 in respect of diversion of 18.131 ha of forest land for construction of 3rd & 4th line between Jarapada-Budhapanka with flyover at Talcher Road Railway Project (Ch. 132.712 Km to 174.826 Km) under Angul Forest Division by East Coast Railways subject to fulfilment of twenty four (24) nos. of conditions stipulated therein. The User Agency has complied all the conditions imposed by Govt. of India, MoEF & CC, ERO, Bhubaneswar and additional 01 (One) condition imposed by State Govt. The point wise compliance has been prepared basing on the reports of DFO Angul Forest Division and the RCCF, Angul Circle are as follows.

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

Compliance:- In compliance to the above, the DFO Angul reported that the user agency has furnished an undertaking that the legal status of forest land proposed for diversion shall remain unchanged, which is enclosed as **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 : Compliance:- In compliance to the above, the DFO Angul reported that the user agency has furnished an undertaking that the forest land will be handed over only after required non-forest land for the project is handed over to the user agency, which is enclosed as **Annexure-2.**

Condition No. (iii) : *Compensatory Afforestation shall be taken up by the Forest Department over 37.00 ha degraded forest land identified in Nischinta RF of Sadangi Range of Dhenkanal Forest Division at the cost of the user agency. As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species may be avoided.*

Compliance :- In compliance to the above, the DFO Angul has reported that since the proposal is a Central Government Project, the degraded forest land twice to the extent of forest area to be diverted i.e. twice of 18.131 ha equal to 37.00 ha of degraded forest land has been identified in Nischinta RF of Sadangi Range under Dhenkanal Forest Division for raising CA. The DFO Dhenkanal Division has prepared a CA Scheme to take up Block Plantation over 37.0 ha of degraded forest land @ 1000 plants per ha with 10 years maintenance.

The species selected for Compensatory Afforestation include Tamarindus indica (Tentuli), Pongamia pinnata (Karanja), Azadirachta indica (Neem), Schleicheria oleosa (Kusuma), Terminalia tomentosa (Asan), Limonia acidissima (Kaitha), Alstonia scholaris (Chatian), Acacia catechu (Khaira), Ficus benghalensis (Bara).

The Compensatory Afforestation scheme has been technically approved by PCCF (FD & NO FC Act) with a financial outlay of Rs.75,16,400/- at wage rate of Rs. 298/- MD, which is enclosed as **Annexure-3**.

The User Agency has deposited a sum of Rs.2,07,52,030/- which includes Rs.75,16,400/- towards the cost of CA through RTGS in the account of Ad-hoc CAMPA vide UTR No.SBIN320297277328 dated 23.10.2020 in ORISSA CAMPA Account No.150825939739227 of Corporation Bank, Lodhi Complex Branch, Lodhi Road, New Delhi (IFSC Code:CORP0000371). The copy of the receipt in support of payment is enclosed as **Annexure-4, 4A & 4B**.

Condition No. (iv) : *The cost of Compensatory Afforestation at the prevailing wage rates as per compensatory afforestation scheme and the cost of survey, demarcation and erection of permanent pillars if required on the CA land shall be deposited in advance with Forest Department by the project authority. The CA will be maintained for 10 years The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.*

Compliance :- In compliance to the above, the DFO Angul has reported that an area of 37.0 ha of degraded forest land has been identified in Nischinta RF of Sadangi Range under Dhenkanal Forest Division for raising Compensatory Afforestation. The DFO Dhenkanal Division has prepared a CA scheme to take up Block Plantation taking over 37.0 ha of degraded forest land @ 1000 plants with 10 years maintenance. The Compensatory Afforestation scheme has been technically approved by PCCF (FD & NO FC Act) with a financial outlay of Rs.75,16,400/- at wage rate of Rs. 298/- MD.

78

The User Agency has deposited a sum of Rs.2,07,52,030/- which includes Rs.75,16,400/- towards the cost of CA through RTGS in the account of Ad-hoc CAMPA vide UTR No.SBIN320297277328 dated 23.10.2020 in ORISSA CAMPA Account No.150825939739227 of Corporation Bank, Lodhi Complex Branch, Lodhi Road, New Delhi (IFSC Code:CORP0000371). The copy of the receipt in support of payment is enclosed as **Annexure-4, 4A & 4B**. The User Agency has furnished an undertaking to bear the differential cost of CA in case of enhancement of wage rate for construction of the project which is enclosed as **Annexure-4 (C)**.

The CA scheme includes escalation cost of 20% for anticipated cost increase for works scheduled for subsequent years.

Condition No. (v). The State Govt shall charge the Net Present Value (NPV) for 18.131 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 5-1/1993-FC (P11) 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 DFO Angul Division has reported that the total forest area involved in the project is 18.131 ha comes within the jurisdiction of Angul Forest Division. The DFO Angul Forest Division vide his letter No. 5998 dated 10.09.2020 (Copy enclosed **Annexure-5A**) has raised demand on user agency to deposit a sum of **Rs.1,32,35,630/-** towards the cost of NPV through e-portal of MoEF & CC. The details calculation of NPV is mentioned below:-

Forest Area (in ha)	Density	Eco- value Class	Rate of NPV per ha (in Rs.)	NPV amount (in Rs.)
18.131	0.3	Class-I	7,30,000	1,32,35,630/-

The User Agency has deposited a sum of Rs.2,07,52,030/- which includes **Rs.1,32,35,630/-** towards the cost of NPV through RTGS in the account of Adhoc-CAMPA vide UTR No.SBIN320297277328 dated 23.10.2020 in ORISSA CAMPA Account No.150825939739227 of Corporation Bank, Lodhi Complex Branch, Lodhi Road, New Delhi (IFSC Code: CORP0000371). The copy of the receipt in support of the payment of Rs.2,07,52,030/- is enclosed as **Annexure-5B**.

Condition No. (vi). Additional amount of the NPV of the diverted forest land, 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.

Compliance:- In compliance to the above, the DFO Angul Division has reported that the user agency has furnished an undertaking that the Additional amount of the NPV of the diverted forest land, 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 is enclosed as **Annexure-6**.

Condition No. (vii). As proposed by State Govt.. Site Specific Wildlife Conservation Plan duly approved by CWLW, Odisha shall be implemented at project cost. The Site Specific Wildlife Conservation Plan has to be prepared in consultation with Regional Office, MoEF&CC and a copy to be sent to Regional Office for record.

Compliance:- In compliance to the above, the Site Specific Wildlife Conservation Plan has been approved by PCCF (WL) & CWLW Odisha with a financial forecast of Rs.685.96 lakh vide his letter No.4387 dated 27.04.2021 (copy enclosed as **Annexure-7**) for the following activities.

(a)	For activities to be implemented by the user agency in project area	Rs.3.60 Lakh
(b)	For activities to be implemented by DFO Angul Division	Rs.682.36 Lakh
Total		Rs.685.96 Lakh

The user agency has deposited a sum of Rs.6,82,36,000/- towards the activities to be implemented by DFO Angul Division in project impact area through RTGS in the account of Ad-hoc CAMPA vide **UTR No.SBIN421131027504 dated 11.05.2021** in ORISSA CAMPA Account No.150825939739298 of Union Bank of India, Lodhi Complex Branch, Lodhi Road, New Delhi (IFSC Code:UBIN0903710). The copy of the receipt in support of payment is enclosed as **Annexure-7B**.

Condition No. (viii). 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 received from the User Agency have been transferred to Ad-hoc CAMPA through online portal of Ad-hoc CAMPA account. The details of following amounts deposited by the User Agency is furnished below:

Sl No.	Type of deposit {NPV /CA /IWMP Others (specify)}	Whether by RTGS/DD/ NEFT (Specify)	UTR/DD No.	Amount deposited (Rs.)	Date of deposit	Name of Bank	Bank Account of CAF managed by CAMPA in which fund deposited	Deposited with
1.	NPV	RTGS	SBIN3202972773 28	1,32,35,650/- Part of deposit of Rs.2,07,52,030/-	23.10.2020	State Bank of India	ORISSA CAMPA A/c in Corporation Bank, Lodhi Complex, Branch, Lodhi Road, New Delhi	Ad-hoc CAMPA
2.	CA	RTGS	SBIN3202972773 28	75,16,400/- Part of deposit of Rs.2,07,52,030/-	23.10.2020	State Bank of India	ORISSA CAMPA A/c in Corporation Bank, Lodhi Complex, Branch, Lodhi Road, New Delhi	Ad-hoc CAMPA

Sl No.	Type of deposit {NPV /CA /IWMP Others (specify)}	Whether by RTGS/DD/ NEFT (Specify)	UTR/DD No.	Amount deposited (Rs.)	Date of deposit	Name of Bank	Bank Account of CAF managed by CAMPA in which fund deposited	Deposited with
3.	SSWLCP	RTGS	SBIN4211310275 04	6,82,36,000/-	11.05.2021	State Bank of India	ORISSA CAMPA A/c in Union Bank, Lodhi Complex, Branch, Lodhi Road, New Delhi	Ad-hoc CAMPA

The details of funds deposited by the user agency through online portal of Ad-hoc CAMPA in prescribed format duly signed by DFO Angul and countersigned by Addl. PCCF (FD & NO, FC Act) is enclosed as **Annexure-8**.

Condition No. (ix). *The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector. The use agency shall submit FRA certificate before issue of Stage-II approval.*

Compliance:- In compliance to the above, the Collector & District Magistrate vide his order No.844 dated 30.04.2021 has issued requisite certificate in Form No.I under scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 for diversion of forest area of 18.131 ha for construction of 3rd & 4th line between Jarapada-Budhapank with flyover at Talcher Road Railway Project (Ch. 132.712 Km to 174.826 Km) in Angul District alongwith proceeding of DLC meeting dated 22.04.2021, SDLC meeting dated 24.12.2020 & 03.02.2021 and Gram Sabha Resolutions is enclosed as **Annexure-9**.

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

Compliance:- In compliance to the above, the DFO Angul has reported that the user agency has furnished an undertaking to restrict the felling of trees to minimum number in the diverted forest land and the trees shall be felled under strict supervision of the State Forest Department and the cost of felling of trees shall be deposited by the user agency with the State Forest Department, which is enclosed as **Annexure-10**.

Condition No. (xi). *Speed regulating signage will be erected along the railway line at regular intervals in the Protected Areas/Forest Areas.*

Compliance:- In compliance to the above, the DFO Angul has reported that the user agency has furnished an undertaking to erect speed regulating signage along the railway line at regular intervals in the Protected Areas/Forest Areas, which is enclosed as **Annexure-11**.

75

Condition No. (xii). *The user agency shall provide suitable under/over passes in Protected Area/Forest Area as per recommendations of CWLW/NBWL.*

Compliance:- In compliance to the above, the DFO Angul has reported that the user agency has furnished an undertaking to provide suitable under/over passes in Protected Area/Forest Area as per recommendations of CWLW/NBWL, which is enclosed as **Annexure-12.**

Condition No. (xiii). *The layout plan of the proposed forest land shall not be changed without the prior approval of Central Government.*

Compliance:- In compliance to the above, the DFO Angul has reported that the user agency has furnished an undertaking not to change the layout plan of the proposed forest land without the prior approval of Central Government, which is enclosed as **Annexure-13.**

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

Compliance:- In compliance to the above, the DFO Angul has reported that the user agency has furnished an undertaking not to establish labour camp in the forest area, which is enclosed as **Annexure-14.**

Condition No. (xv). *Sufficient firewood, preferably the alternate fuel, shall be provided by the user agency to the labourer after purchasing the same from the State Forest Department of Forest Development Corporation or any other legal source of alternate fuel.*

Compliance:- In compliance to the above, the DFO Angul has reported that the user agency has furnished an undertaking to provide the sufficient firewood, preferably the alternate fuel to the labourer/ staff so as to avoid any damage and pressure on the adjacent forest areas after purchasing the same from the State Forest Department of Forest Development Corporation or any other legal source of alternate fuel which is enclosed as **Annexure-15.**

Condition No. (xvi). *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 DFO Angul has reported that 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 **Annexure-16.**

Condition No. (xvii). *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.*

Compliance:- In compliance to the above, the DFO Angul has reported that the boundary of forest area proposed for diversion has been demarcated on the ground at the project cost while conducting DGPS Survey, which is enclosed as **Annexure-17.**

74

Condition No. (xviii). *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 DFO Angul has reported that the user agency has furnished an undertaking not to construct additional or new path inside the forest area for any activity related to the project work, which is enclosed as **Annexure-18.**

Condition No. (xix). *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 DFO Angul has reported that the user agency has furnished an undertaking that 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, which is enclosed as **Annexure-19.**

Condition No. (xx). *The forest land shall not be used for any purpose other than that specified in the project proposal.*

Compliance:- In compliance to the above, the DFO Angul Division has reported that the user agency has furnished an undertaking not to use the forest land for any purpose other than that specified in the project proposal, which is enclosed as **Annexure-20.**

Condition No. (xxi). *The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without the prior approval of Government of India.*

Compliance:- In compliance to the above, the DFO Angul Division has reported that the user agency has furnished an undertaking not to transfer the forest land proposed to be diverted to any other agencies, department or person under any circumstances without the prior approval of Government of India, which is enclosed as **Annexure- 21.**

Condition No. (xxii). *The State Govt and user agency shall ensure compliance to provisions of the all Acts. Ruies. 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 DFO Angul has reported that the user agency has furnished an undertaking to ensure compliance to provisions of the all Acts. Ruies. 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, which is enclosed as **Annexure-22.**

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

Compliance:- In compliance to the above, the DFO Angul has reported that the user agency has furnished an undertaking to comply any other conditions that the Ministry of Environment. Forests & Climate Change may impose from time to time in the interest of afferestation,

conservation and management of flora and fauna in the area which is enclosed as **Annexure-23**.

Condition No. (xxiv). *The compliance report of the Stage-I approval shall be uploaded on e-portal (<https://parivesh.nic.in>).*

Compliance:- In compliance to the above, the DFO Angul has reported that the user agency has furnished an undertaking that the compliance report of the Stage-I approval shall be uploaded on e-portal (<https://parivesh.nic.in>), which is enclosed as **Annexure-24**.

Additional Condition imposed by Government of Odisha, F&E Department vide letter No.10F (Cons)110/2020-13246/F&E dated 02.09.2020

Condition No. (i). *The user agency shall take up Avenue Plantation on either alignment of the track at its own cost in consultation with the DFO.*

Compliance:- In compliance to the above, the DFO Angul has reported that the user agency has furnished an undertaking to take up Avenue Plantation on either alignment of the track on their own cost in consultation with the DFO which is enclosed as **Annexure-25**.

In view of the above, the compliance to the conditions imposed by the Govt. of India, MoEF & CC, ERO, Bhubaneswar as well as State Government is sent herewith for according final approval for diversion of 18.131 ha of forest land for construction of 3rd & 4th line between Jarapada-Budhapanka with flyover at Talcher Road Railway Project (Ch. 132.712 Km to 174.826 Km) under Angul Forest Division by East Coast Railways under Section-2 of Forest (Conservation) Act, 1980.

Yours faithfully

Encl:- **Stage-I compliance**
in 1(one) set along with
Annexure-1 to 25

Memo No. **11147**

/Dt. **08-07-2021**

Copy alongwith one set of Stage-I compliance forwarded to Additional Chief Secretary to Government, Forest & Environment Department, Government of Odisha, Bhubaneswar for information and necessary action with reference to F&E Department letter No.10F(Con) 110/2020- 13246/ F&E dated 02.09.2020.

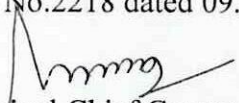
Encl- **Stage-I Compliance**
in one (1) Sets along with
Annexure-1 to 25

Additional Principal Chief Conservator of Forests
Forest Diversion & Nodal Officer, FC Act

72


Memo No. 11148 /Dated. 08-07-2021

Copy forwarded to the Regional Chief Conservator of Forests, Angul Circle for information and necessary action with reference to his memo No.2218 dated 09.06.2021.


Additional Principal Chief Conservator of Forests
Forest Diversion & Nodal Officer, FC Act

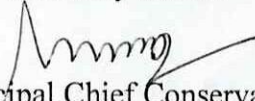
Memo No. 11149 /Dated. 08-07-2021

Copy forwarded to the Divisional Forest Officer, Angul Division for information and necessary action with reference to memo No.2219 dated 09.06.2021 of RCCF Angul Circle to his address.


Additional Principal Chief Conservator of Forests
Forest Diversion & Nodal Officer, FC Act

Memo No. 11150 /Dated. 08-07-2021

Copy forwarded to the Deputy Chief Engineer (Con-1), East Coast Railway, Near Angul Railway Station, Raniguda, Angul for information and necessary action.


Additional Principal Chief Conservator of Forests
Forest Diversion & Nodal Officer, FC Act