

PART-II

(To be filled by the concerned Deputy Conservator of Forests)

7. Location of the Project/Scheme.

(i) State/Union Territory.	Odisha.
(ii) District.	Keonjhar.
(iii) Forest Division.	Keonjhar Forest Division.

(iv) Area of Forest land proposed for diversion (in ha.)

The area of the forest land proposed for diversion is 160.838 ha. This includes 83.012 ha broken up land and 77.826 ha virgin/unbroken land. The detailed pattern of utilization in respect of applied forest land is produced hereunder

Sl. No.	Pattern of Utilization	Broken up non-forest land recorded as forest as on 25.10.80 (in ha)	Virgin non-forest land recorded as forest as on 25.10.80 (in ha)	Total non-forest land recorded as forest as on 25.10.80 (in ha.)	Broken Non-forest land recorded as non-forest as on 25.10.80 (in ha)	Virgin Non-forest land recorded as non-forest as on 25.10.80 (in ha)	Total Non-forest land recorded as non-forest as on 25.10.80 (in ha)	Grand Total (in ha)
1	2	3	4	5	7	8	9 (7+8)	10 (5+9)
1	Mining	55.5880	65.6355	121.2235	5.0420	-	5.0420	126.2655
2	Storing of Mineral/ Ore	0.9740	0.7760	1.7500	-	0.2500	0.2500	2.0000
3	Dumping of OB/ Sub-grade/ Slime Disposal	19.2468	-	19.2468	22.1225	6.1448	28.2673	47.5141
4	Storing tools and Machinery	-	-	-	-	-	-	-
5	Construction of building, power station, plant, workshop	5.7032	2.7564	8.4596	2.8299	5.7480	8.5779	17.0375
6	Township/ Colony	-	-	-	-	-	-	-
7	Construction of road	1.5000	5.9499	7.4499	0.7500	-	0.7500	8.1999
	Total	83.0120	75.1178	158.1298	30.7444	12.1428	42.8872	201.0170
	Safety Zone	-	2.7082	2.7082	-	0.4266	0.4266	3.1348
	G.Total	83.0120	77.8260	160.8380	30.7444	12.5694	43.3138	204.1518

(v) Legal status of Forest. Non-Forest land recorded as Forest as on 25.10.1980

(vi) Density of vegetation. The applied area for diversion is situated in contiguous with Thakurani Reserve Forest. Eco Value Class has been treated as "Eco Value Class - I" based on proximate location - Thakurani Reserved Forest and the canopy density has been considered at per with the prevailing vegetation depicted as "fairly dense forest mainly Sal" on concerned Toposheet and kept at 0.5.

(vii) Species wise (Scientific names) and diameter class wise enumeration of trees in unbroken/broken area.	Species wise and diameter class wise abstract of trees enumerated in respect of applied forest land (virgin/unbroken + broken) is enclosed as Annexure –
(viii) Brief note on vulnerability of the forest area to erosion	Soil erosion is likely to increase following felling of trees in the undulating topography.
(ix) Approximate distance of the proposed site for diversion from boundary of forest.	The proposed site for diversion is in contiguous with Thakurani RF.
(x) Whether forms part of National Park, Wild Life Sanctuary, Biosphere Reserve, Tiger Reserve, Elephant Corridor etc. (If so, the details of the area and comments of the Chief Wild Life Warden to be annexed.	The applied area does not form part of any National Park, Wildlife Sanctuary, Biosphere Reserve, Tiger Reserve, Elephant Corridor etc. Occasional movement of wild elephants is used to be witnessed in the applied forest land and adjoining RF. The applied site falls under elephant habitat zone- 2 as mentioned by ORSAC, Bhubaneswar.
(xi) Whether any rare/endangered/ unique species of Flora and Fauna found in the area if so, details there of	No rare or endangered species is available in the applied area for diversion but occasional movement of wild elephants is used to be witnessed in the applied forest land and adjoining RF.
(xii) Whether any protected Archeological/heritage site/ defence establishment or any other important Monument is located in the area. If so, details thereof with NOC from competent Authority, if required.	No archeological/heritage site/ defence establishment or any other important Monument is located in the area.
8. Whether the requirement of forest land as proposed by the User Agency in column 2 of Part I is un-avoidable and	The forest land, submitted for approval under FC Act, 1980, is in compliance with the guide line issued vide F No. 8-78/1996-FC(pt.) dt.10.03.2015 read with F No. 8-78/1996-FC(pt.) dt.09.03.2016 of MoEF & CC, Govt. of India. Thus, the area applied for is a statutory requirement under FC Act, 1980.

<p>barest minimum for the project. If no, recommended area item wise with details of alternatives examined.</p>	
<p>9. Whether any work in violation of the Act has been carried out (Yes/No). If yes, details of the same including period of work done, action taken on erring officials. Whether work in violation is still in progress.</p>	<p align="center"><u>Violation Committed in respect of the mining lease</u></p> <p>The lessee has carried out mining activities in violation of section-2 of FC Act, 1980 in Revenue Forest and Reserved Forest from 1983 to 2009 with production of Iron Ore for crushing and subsequent use in Nuamundi during 2nd and 3rd RML without requisite clearance for the Pre-1980 broken up forest land under FC Act, 1980. In addition, working in non-forest land, involved in the mining lease, in absence of approval under FC Act, 1980 in respect of the forest land also amounts to violation of Para- 4.4 of the Hand Book of guidelines issued under FC Act, 1980 and thus, amounts to violation of FC Act, 1980 for the period under question.</p> <p align="center"><u>Action Taken</u></p> <p>Forest Offence case vide OR No. 4BL of 2017-18 has been registered for violation of FC Act, 1980 in respect of Reserved Forest and prosecution is to be sanctioned and submitted in the Court of JMFC, Barbil. The Collector, Keonjhar has been requested to take legal action as deem proper under prevailing act and rules for the fore-stated violation in the Revenue Forest Land vide this office Letter No. 2304 dated. 07.04.2017. Action taken report is awaited.</p> <p align="center"><u>Observation of Hon'ble Shah Commission and Action taken thereof</u></p> <p><i>Observation –</i></p> <ul style="list-style-type: none"> • ML area-403.3238 ha comprising RF-56.6373 ha, Rev Forest-142.5347 ha, Non forest(Govt.)-204.0750 ha and Non forest (Pvt)-0.0768 ha. • Forest Diversion proposal submitted on 28.04.2010. Approval from MOEF not yet obtained. • EC granted on 06.05.2005 raising the production to 2 MTPA and then on 26.11.2010 raising the production from 2 MPTA to 8 MPTA. • Working in the Rev forest area from 1983-2003 and from 2003 to 2007 is illegal. Working in the Forest area has been stopped from 2007 by the DFO. Now the work is confined to Non forest area alone. DFO is to find out the extent of working in the Rev forest and intimate Collector for appropriate action. • The lumps from the mines is transported to Jharkhand for crushing and subsequent use in Nuamundi. <p><i>Action taken – Action is being taken to ascertain the extent of forest land (Revenue and Reserved Forest) worked in violation of FC Act, 1980 during 2nd and 3rd RML and register appropriate legal action under appropriate act in respect of Revenue and Reserved Forest.</i></p>
<p>10. Details of compensatory afforestation scheme: (i) Details of non-forest area/degraded forest area identified for compensatory afforestation, its distance from adjoining forest, number of patches, size of each patch.</p>	<p>Details of Non-Forest Land - Non forest land, equal in extent the forest land submitted for diversion over 160.838 ha under Sec 2(ii) under FC Act, 1980, will be met from the identified and allotted non-forest Govt. land over 160.838 ha in village Kerajodi under K.Nagar East Range of Kankadahad Tahasil of Dhenkanal Division in favour of Katamati Iron ore Mines of M/s TATA Steel Ltd. vide letter No.1085/Rev dt. 20.07.2016 of Collector, Keonjhar.</p> <p>Distance from adjoining forest – 0.00 Km Number of Patches – One Size - 160.838 ha</p>

(ii) Map showing non-forest/degraded forest area identified for compensatory afforestation and adjoining forest boundaries.	Map showing the Non-forest land identified for compensatory afforestation and adjoining forest boundaries is enclosed as Plate No- <u>XII</u>
(iii) Detailed compensatory afforestation scheme including species to be planted, implementing agency, time schedule, cost structure, etc.	Scheme for compensatory afforestation, prepared by DFO, Dhenkanal Division, is enclosed as Annexure - <u>XXXIII</u>
(iv) Total financial outlay for compensatory afforestation scheme.	Rs. 6,23,08,500/-
(v) Certificates from competent authority regarding suitability of area identified for compensatory afforestation and from management point of view. (To be signed by the concerned Deputy Conservator of Forests).	The Non-Forest Govt. land identified in village Kerajodi under K.Nagar East Forest Range of Kankadahad Tahasil of Dhenkanal Division is suitable, as certified by DFO, Dhenkanal Division, for Compensatory Afforestation under AR model @ 1600 seedlings per ha.
11. Site Inspection report of the DCF (to be enclosed) especially highlighting facts asked in column 7 (xi,xii) 8 and 9 above.	Site Inspection report of the DCF is enclosed vide Annexure - <u>XXXVI</u>
12. Division/District Profile.	
(i) Geographical area of the district.	830300.000 ha
(ii) Forest area of the district.	336615.6293 ha
(iii) Total Forest area diverted since 1980 with numbers.	10275.2964 ha (74 Nos.)
(iv) Total compensatory afforestation stipulated in the District/Division since 1980 on	
(a) Forest land including Penal compensatory afforestation.	C.A. 1669.6180 ha. P.C.A. <u>4994.8675 ha.</u>
(b) Non-forest land.	C.A- 7247.7931ha.

<p>(v) Progress of - Compensatory afforestation as on (date)</p> <p>(a) Forest land</p> <p>(b) Non-forest land.</p>	<p>C.A. 1152.58 ha. P.C.A. <u>2996.34 ha.</u></p> <p>C.A 5983.9016 ha.</p>
<p>13. Specific recommendation of the D.C.F. for acceptance or other wise of the proposal with reasons.</p>	<p>Katamati Iron ore Mines of M/s TATA Steel Ltd, granted over 403.3238 ha, involves 57.552 ha Reserved Forest, 141.62 ha Revenue Forest, 160.838 ha Non-Forest Land recorded as Forest as on 25.10.1980 and 43.3138 ha Non-forest land. NPV over entire forest land involved in the mining lease is deposited in Adhoc CAMPA as per prevailing rate. No Forest land has been diverted under Sec 2(ii) of FC Act, 1980 and 199.172 ha forest land stands diverted under Sec 2(iii) of the said Act pursuant to the approval accorded under the said act dated 29.09.2016. The instant proposal is submitted for approval under Sec 2(ii) for non-forest use, as per the requirement of the lessee, in compliance with the guideline issued vide F No. 8-78/1996-FC(pt.) dt.10.03.2015 read with F No. 8-78/1996-FC(pt.) dt.09.03.2016 of MoEF & CC, Govt. of India in respect of non-forest land recorded as forest as on 25.10.1980.</p> <p>The said proposal, is therefore, submitted for necessary approval under Sec 2(ii) of FC Act, 1980 taking the aforesaid fact into consideration.</p>

Date : 03-05-2017
Place. Keonjhar

Signature.
Name Sri Rohit Kumar Lenka, IFS
Official Seal.