

**REPORT TO STAGE-II FOREST CLEARANCE CONDITION 398.0085 HACTARE
FOREST LAND IN PAHARPUR BLOCK A & B VILLAGE PAHARPUR TEHSIL
ROOPWAS DISTRICT BHARATPUR (RAJASTHAN)
(ONLINE PROPOSAL NO. FP/RJ/MIN/125714/2021)**

MOEFCC'S Letter No. - 8-14/2021_FC Dated 11.03.2022

A: Conditions which need to be complied prior to handing over of forest land to user agency by the State Govt.:

S.N.	CONDITION	COMPLIANCE
i.	The State Government shall ensure that a detailed cluster Mining Plan shall be obtained prior to handover of forestland which will incorporate the scope of common green infrastructure for all sub-leases to optimize resources and minimize ecological impact. Necessary details of mining will be obtained, including total mining leases in the cluster, area and location of each mining lease, the strip around the mining leases to be used as safety zone, entry and exit points of mining lease and transportation of mined material, the area meant for stocking of mined material, the areas for dumping overburden, area left out of mining operations for reasons of slope, soil and water conservation etc. along with appropriate mitigative measures for the conservation of forest area and wild life. A copy of the same may be furnished to this Ministry within one month of receipt.	Approved cluster mining Plan and list of mining Leases with details uploaded.
ii.	The State Government shall ensure that the compliance of Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 has been completed in accordance with the relevant Rules and Guidelines issued by the MOEF&CC in this regard, before handing over of forest land to the user agency;	FRA Certificate issued by District Collector Bharatpur (Copy Uploaded).
iii.	The State Govt. shall ensure that the User Agency will obtain necessary Environmental Clearance, Wildlife Clearance, CRZ Clearance, if required;	Cluster Environment clearance obtained by user agency and individual Environment clearance obtained by Lessees (Copy Uploaded). Area does not falls in notified Wildlife Sanctuary and Eco Sensitive Zone, So Wildlife Clearance not required.
iv.	The State Government shall upload the KML files of the diverted area and the sites identified for compensatory afforestation in the E-green Watch portal, before handing over forest land to the user agency.	Reply required at the level of DCF.
B: Conditions which need to be complied after handing over of forest land to the user agency by the State Govt.:		
i.	Legal status of the diverted forest land shall remain unchanged;	Legal Status of the diverted forest land will remain unchanged. The land in Revenue record is forest land only.
ii.	The State Govt. shall ensure that Compensatory	Reply required at the level of DCF.

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	Afforestation over the identified area shall be raised within a period of three years with effect from the date of issue of Stage-II approval and maintained for ten years thereafter in accordance with the approved plan by the State Forest Department from the funds provided by the user agency	
iii.	The State Govt. shall ensure that the area allowed to be handed over to Forest Department vide Rajasthan Govt. order P02(17)raj/3/08 dated 08.02.2008 and thereafter notified under the provisions contained in Section 29 of the Rajasthan Forest Act, 1953 which is earmarked Compensatory Afforestation shall not be used for any other purpose.	Reply required at the level of DCF.
iv.	The State Govt. will keep a proper record of the area being used for Compensatory Afforestation against present proposal and ensure that the said area is not proposed against any other diversion proposal in future;	Reply required at the level of DCF.
v.	The State Government shall ensure that the environment and water management measures to be adopted during mining and mine reclamation as per the approved Mining Plan are undertaken in a timely manner, and included in the Annual Compliance Report. The User Agency shall submit the Annual Compliance Report in respect of the stated conditions to the concerned Integrated Regional Office and to this Ministry every year regularly;	Approved Mining Plan of Leases Uploaded. Undertaking has been submitted.
vi.	The State Government shall ensure that the plantation in safety zone and at other designated places in around the proposed area may be carried out under the supervision of expert institutions, like AFRI, Jodhpur to ensure successful. The fencing, protection and regeneration of the safety zone area shall be done appropriately as per existing rules thereunder;	Undertaking has been submitted.
vii.	Period of diversion of the said forest land under this approval shall be for a period co- terminus with the period of the mining lease proposed to be granted under the Mines and Minerals (Development and Regulation) Act, 1957, as amended in 2015 and the Rules framed there-under. However, the status will be reviewed by the FAC after 20 years to consider remaining availability of sandstone in the proposed forest diversion area and further protective/ reclamation measures to be taken;	Agreed.
viii.	The State Govt. shall ensure that the State Forest Department will implement the approved Integrated Wild Life Management Plan for the Sanctuary area in 500m width on the periphery of the Sanctuary towards Blocks A and B, including development of the buffer area and establishment of a Wildlife Rescue Centre at a suitable location.	Wildlife management plan has been approved by the Chief Wildlife Warden Jaipur.
ix.	The State Government shall ensure that small Naalas/anicut in Banshi Pahadpur A and B blocks can be used as garland drains to provide / recharge water into Bandh Baretha Dam. All natural/man-made existing water bodies including village ponds shall be conserved and protected by user agency and no hindrance shall be caused to obstruct flow of water in	Naalas/Anicuts are protected and no water flow will be obstruct by Lessees/User Agency. Mines and Forest Department will be supervised. Undertaking has been submitted.

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	such water bodies. State Govt. also ensured that the user agency may carry out the soil and moisture conservation activities on the banks to sustain water flow in the streams and the water streams in the diverted forest land shall be protected by the user agency in supervision of State Forest Department;	
x.	The State Government shall ensure that at least 10% of the District Mineral Foundation Trust Fund may be utilized for Tree Plantation on suitable sites, e.g. road side, around water bodies, etc. in the District (first preference in Banshi Pahadpur area) during the lease period under the supervision of State Forest Department for which undertaking has been given;	For utilization Tree Plantation, 10% amount of District Mineral Foundation Trust Fund approved by Governing Council Bharatpur. DCF Bharatpur appointed as executive agency for same work.
xi.	The State Govt. shall ensure that the user agency shall explore the possibility of translocation of maximum number of trees identified to be felled and any tree felling shall be done only when it is unavoidable and that too under strict supervision of the State Forest Department, and the User Agency will obtain permission for felling of trees as per applicable court orders/Forest Act/Rules/Guidelines.	Complied, Undertaking has been submitted.
xii.	The State Govt. shall ensure that the constituted District Task Force on illegal mining shall meet at least once in three months and review that adequate action has been taken to prevent illegal mining on lands outside the approved mining leases in the Banshi Pahadpur area.	Undertaking has been submitted.
xiii.	The State Govt. and the user agency shall ensure that the mining may be carried out in a phased manner after taking due care for reclamation of the mined over area. The concurrent reclamation plan as per the approved mining plan shall be executed by the User Agency from the very first year, and an annual report on implementation thereof shall be submitted to the Nodal Officer, Forest (Conservation) Act, 1980, in the concerned State Government and the concerned Integrated Regional Office(IRO) of the Ministry. If it is found from the annual report that the activities indicated in the concurrent reclamation plan are not being executed by the User Agency, the Nodal Officer or the Regional Officer, IRO may direct that the mining activities shall remain suspended till such time, such reclamation activities area satisfactorily executed	As soon as mineral exhausted, it will be implemented. Undertaking has been submitted.
xiv.	The User Agency shall pay the additional amount of NPV, if so determined, as per the final decision of the Hon'ble Supreme Court of India;	Additional amount of NPV will be deposited by User Agency, if any order passed by the Hon'ble Supreme Court of India. Undertaking has been submitted.
xv.	The State Govt. shall ensure that no labour camp shall be established on the forest land and the User Agency shall provide fuels preferably alternate fuels to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas	No labour camps established in the forest Land by the Lessees.
xvi.	The State Govt. shall ensure that the boundary of the forest land being diverted shall be demarcated on ground at the project cost, using four feet high RCC pillars, each pillar inscribed with the serial number,	Boundary Pillars of Mining Lease has been established as per specifications.



	DGPS coordinates, forward and backward bearings and distance from adjoining pillars etc;	
xvii.	The State Govt. and the user agency shall ensure that no residential or labour colony shall be constructed over forest land;	No residential /labour colonies will be constructed in forest land. Undertaking has been submitted.
xviii.	The State Govt. shall ensure that the forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government and the layout plan of the proposal shall not be changed without the prior approval of the Central Government;	As per original proposal and uploaded Cluster Mining Plan, Mining Department has been delineated plots and E-auctioned for granting mining leases. After forest diversion, 41 Mining Leases sanctioned and 1 LOI issued to different persons/ firm by Mining Department. Undertaking has been submitted.
xix.	The State Govt. shall ensure that no damage to the flora and fauna of the adjoining area shall be caused;	Undertaking has been submitted.
xx.	It may please note that violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as prescribed in para 1.21 of Chapter 1 of the Handbook of comprehensive guidelines of Forest (Conservation) Act, 1980 as issued by this Ministry's letter No. 5-2/2017-FC dated 28.03.2019;and	Undertaking has been submitted.
xxi.	The State Govt. shall ensure that the user agency shall comply all the provisions of the all Acts, Rules, Regulations, Guidelines, Hon'ble Court Order (s) and NGT Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project.	Mining Lessees are bounded to follow provisions of the all Acts, Rules, Regulations, Guidelines, Hon'ble Court Order (s) and NGT Order (s) pertaining to this project.

Place: Roopwas District Bharatpur

Yours Faithfully,



**Assistant Mining Engineer
Roopwas Distt. Bharatpur**

Full title of the Project: **Diversion of Forest Land Pahadpur Block A & B for mining and generation of employment and earning of revenue for Government.**

File No: **FP/RJ/MIN/125714/2021**

Date of Proposal: **05.03.2021**

Diversion Area : **398.0085 ha.**

UNDERTAKING (CONDITION NO. B- xiii)

This is to certify that, User Agency (Department of Mines & Geology), undertake to ensure that the User agency is agreed & Mining will be done in a phased manner after taking due care for reclamation of the mined over area.



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Roopwas Distt. Bharatpur**

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UNDERTAKING (CONDITION NO. B-ix)

This is to certify that, User Agency (Department of Mines & Geology), undertake to ensure that small Naalas/ anicuts in Bansi Pahadpur A and B blocks can be used as garland drains to provide / recharge water into Bandh Baretha Dam. All natural/man-made existing water bodies including village ponds shall be conserved and protected by user agency and no hindrance shall be caused to obstruct flow of water in such water bodies. State Govt. also ensured that the user agency may carry out the soil and moisture conservation activities on the banks to sustain water flow in the streams and the water streams in the diverted forest land shall be protected by the user agency in supervision of State Forest Department.



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UNDERTAKING (CONDITION NO. B- xiv)

This is to certify that, User Agency (Department of Mines & Geology), undertake to ensure that the User Agency shall pay the additional amount of NPV, if so determined, as per the final decision of the Hon'ble Supreme Court of India.



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UNDERTAKING (CONDITION NO. B- xvii)

This is to certify that, User Agency (Department of Mines & Geology), undertake to ensure that the no residential or labour colony will be constructed over forest land.


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UNDERTAKING (CONDITION NO. B-xviii)

This is to certify that, User Agency (Department of Mines & Geology), undertake to ensure that the forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government and the layout plan of the proposal shall not be changed without the prior approval of the Central Government.



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UNDERTAKING (CONDITION NO. B-xix)

This is to certify that, User Agency (Department of Mines & Geology), undertake to ensure that the no damage to the flora and fauna of the adjoining area shall be caused.



**Assistant Mining Engineer
Roopwas Distt. Bharatpur**