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Ref. No.: MCL/GM/MLA/2020/PO/SOCP/827

Date: 21-12-2020

To
The Divisional Forest Officer,
Sundargarh Forest Division,
Sundargarh.

Handwritten: 5 sets/forest division proposed 5 sets for the members list 5 sets & CA check 5 sets.
Sub: Diversion of 349.709 ha. of forest land within total mining lease area of 2290.449 ha
in Siarmal Open Cast Coal Mining Project by Mahanadi Coalfields Ltd. (MCL) in
Sundargarh District, Odisha.

Ref.:

1. Memo No.4140/3F dt. 12.11.2020 of RCCF, Rourkela Circle.
2. Letter No. No.6547/4F (Misc) /2020 – Dt. 16 -11-2020

Dear Sir,

With reference to the letters mentioned under reference on the subject cited above, the point wise compliances of the EDS raised by RCCF, Rourkela Circle, vide his Memo No. 4140/3F dt. 12.11.2020, is furnished as under:

1) On a cursory verification of land schedule of forest land with the Bhulekh website, it is seen the RoRs of some plots viz. Plot No.763, 783, 784, 982, 1128, 1498, 1501, 1511, 1514, 1697 etc. of Khata No.184, village- Gopalpur under Hemgir Tahasil are not available there. The Plot No.1198, 120'0 and 1201 of Khata No.191, village- Ratansara of Hemgir Tahasil are also not available in the Bhulekh website. The area of Plot No.1203P of Khata No.240 of village-Jhupurunga of Hemgir Tahasil is less than the area applied for. Similarly, the area of some Plots viz. Plot No.705, 955, 1449 are less than the area applied for by the UA. Again, the Plot No.1793 of Khata No.193 and the Plot No.1795 of Khata No.191 have been mentioned repeatedly. Thus, the land schedule of the total forest land needs thorough verification as regards the "Area of each plot as per RoRs vis- a- vis the area required from that particular plot by the User Agency. The land schedule of forest land should be authenticated by the DFO, Sundargarh.



In compliance to the above, the land schedule of the total forest land has been thoroughly verified as regards the area of each plot as per RoRs vis- a- vis the area required from that particular plot for the project and the same has been re-verified by Tahasildar Hemgir. The revised land schedule of the plots under question with necessary rectifications, duly vetted by Tahasildar Hemgir, is enclosed as **Annexure-I.**

2.) In the Diversion proposal it has been proposed for diversion of 349.709 ha. of Revenue forest land. But in the Site Inspection Report against Point No.7 i.e., legal status of forest land with area proposed for diversion, the total of the village wise forest land mentioned therein comes to 350.11 ha. The discrepancy may be clarified. Further, the total of the item wise break up for forest land proposed for diversion as mentioned vide Point No.8 in the Site Inspection Report comes to 349.669 ha. where-as the total forest area proposed for diversion is 349.709 ha. The discrepancy in this regard may be clarified.

To be complied by the Office of the DFO, Sundargarh.

3.) It has been mentioned that Forest land under Safety Zone is 3.930 ha. Since Safety Zone is demarcated by taking 7.5 Mtrs. Strip all along the lease boundary, there may be Non-forest Govt. and Non-Forest Private land under Safety Zone which should also be furnished.

In compliance to the above, a land use plan showing the Safety Zone of 7.5 Mtrs all along the lease boundary has been attached as **Annexure – II.** The details of land coming under safety zone of 7.5 Mtrs is as mentioned in the table below:

Details of land coming under safety zone of 7.5 Mtrs	
Type of Land	Area in ha
Forest land	3.930



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Government Non-forest Land	8.086
Tenancy/Govt. Non-forest Private	6.576
Total Safety zone area	18.592

4.) It seems that, the CA Scheme has been prepared over 699.418 ha. of degraded forest land i.e., by taking twice the area of 349.709 ha. of forest land applied for the diversion. Since it is a mining project, the forest area under Safety Zone as indicated in point No.3 should have been excluded while calculating the area for Compensatory Afforestation. Therefore, the CA Scheme needs to be revised and prepared at the current wage rate of Rs.308/- per man day.

In compliance to the above the CA scheme has been revised at the current wage rate of Rs. 308/- per man day. The revised financial outlay is **Rs.23,79,17,603.19**. However, as there are no evident guidelines or provisions under any act, which states for exclusion of forest area under Safety Zone, for a mining project, no change has been made to the area of Compensatory Afforestation. The revised Scheme is attached as **Annexure - III**.

5.) Since it is a mining project, an undertaking may be obtained from the UA to pay the proportionate cost of Regional Wildlife Management Plan for the total project area as per the present rate.

In compliance to the above, an undertaking is furnished herewith as **Annexure-IV** to the effect that the MCL will pay the proportionate cost of Regional Wildlife Management Plan for the total project area as per the present rate.

6.) As reported in the Site Inspection Report and in the R&R plan, 2953 Nos. of families will be affected due to the above project. Since the project involves displacement of more than 1000 persons, the User Agency will have to fulfill the following conditions as per the stipulation issued by the GOI, MoEF vide their letter F.No.11-9/1998-FC dtd.04.01.2011:



- i) *The user agency shall establish and operate a Vocational Training Institute having capacity to impart training in at-least five disciplines, to be decided by the State Government concerned in consultation with the user agency, for the benefits of the eligible unemployed youth in the project affected villages. The user agency should also endeavor to employ such trained manpower in their own industry or any other appropriate industry, preferably located in vicinity of the forest land being diverted; and*
- ii) *The user agency shall setup an independent Social Welfare Department / Division and follow the subsequent condition of the project- affected and the project-displaced persons in such a way as to understand their socio-economic conditions before and after the project and take such corrective measures as are necessary to restore them to their original or better-than-original condition.*
- i) In compliance to the above, it is to state that:
- a) Apart from giving land compensation and resettlement, MCL is providing employment to every eligible project affected person.
- b) For the employed youth, an agreement has been signed between the user agency and M/s MITS, Rayagada under Basantidevi Charitable Trust to impart ITI training to the land oustees under its Rehabilitation and Resettlement scheme (R&R) for skill development training programme, the agreement letter is attached herewith as **Annexure V**.
- c) For the unemployed youth, MCL has been doing skill development programs and accordingly an agreement has been signed with the Central Institute of Plastics Engineering & Technology (CIPET) on 17.11.2020 for a project proposal "Handyman", a multi-skilled development program for youth, the details of which is attached herewith as **Annexure VI**.
- ii) In compliance to the above, the project proponent has already set up a "Samadhan Kendra" to hear the grievances of public and understand their socio-economic conditions. Please refer to **Annexure VII**. An online public grievance portal has been set up by the user agency and an online



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mobile app is also available for lodging of public grievance. Please refer to https://www.mahanadicoal.in/Business/public_grievance_portal.php.

7.) Tree enumeration list for non- forest (Both for Non-Forest Govt. & Non-Forest private) land involved in the project has not been provided. Further, the number of trees to be felled from the Non-Forest land should also be indicated.

In compliance to the above, Tree Enumeration List for Non-Forest Land has been prepared and a copy of the same has been submitted vide Ref. No.: MCL/MLA/Siarmal OCP/PO/2020-2021/801 dated 25.11.2020.

8.) In the Brief description, detailed information on lease history should be given.

In compliance to the above, the information on lease history is attached herewith as Annexure VIII

9.) The latitude and longitude between which Siarmal OCP lies has not been mentioned.

In compliance to the above, it is to state that Siarmal OCP lies between latitude 22° 01' 19" to 22° 03' 59.99" North and longitude 83° 37' 09" to 83° 42' 49.58" East.

10.) Whether any Court case pending in respect of this lease.

In compliance to the above, there has been no case pending in respect of this lease.

11.) Check list Sl. No.7, 8,10, 11,17,18. 1,18. 2 & 20 should be duly filled in as per the prescribed format and enclosed in the Diversion Proposal.

To be complied by the Office of the DFO, Sundargarh.



12.) The justification for locating the project in forest land should be countersigned by the DFO.

To be complied by the Office of the DFO, Sundargarh.

13.) All the Undertakings furnished by the UA must be countersigned by the DFO concerned.

To be complied by the Office of the DFO, Sundargarh.

14.) Cost benefit analysis should have been done both by the DFO and User Agency. The Cost Benefit Analysis made by the UA only is found to be enclosed. The Cost Benefit Ratio has also not been provided.

To be complied by the Office of the DFO, Sundargarh.

15.) Basic information of Sundargarh Division is not enclosed in the Diversion Proposal.

To be complied by the Office of the DFO, Sundargarh.

16.) District profile is not enclosed in the Diversion Proposal.

To be complied by the Office of the DFO, Sundargarh.

17.) Certificate for minimum use of Forest is not enclosed in the Diversion Proposal.

In compliance to the above, an undertaking is furnished herewith as **Annexure- IX** to the effect that bare minimum forest land has been used for the project Siarmal OCP, Mahalaxmi Area.



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18.) Undertaking for cost of maintenance of Safety Zone is not enclosed in the Diversion Proposal.

In compliance to the above, an undertaking is furnished herewith as **Annexure-X** to the effect that the MCL will pay the cost of maintenance of safety zone within the mining lease area of Siarmal OCP, Mahalaxmi Area.

19.) An Undertaking may be obtained from the User Agency to bear the cost of the Site-Specific Wild Life Conservation Plan if stipulated by the PCCF(WL) & CWLW, Odisha/ State Govt. in F&E Dept.

In compliance to the above, an undertaking is furnished herewith as **Annexure-XI** to the effect that the MCL will pay the proportionate cost of Site-Specific Wild Life Conservation Plan if stipulated by the PCCF(WL) & CWLW, Odisha/ State Govt. in F&E Dept. for the total project area as per the present rate.

20.) Map showing the lease boundary is not enclosed in the Diversion Proposal.

In compliance to the above, Map showing the lease boundary is enclosed herewith as **Annexure- II**

21.) A proposed land use plan duly authenticated by the competent authority should be submitted in the Diversion Proposal.

In compliance to the above, proposed land use plan duly authenticated by the competent authority is attached herewith as **Annexure II**

22.) Milan sheet of the revenue & forest land should be enclosed in the Diversion Proposal.

In compliance to the above, Milan sheets showing the revenue & forest land involved in the project is attached herewith as **Annexure- XII**



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23.) FRA, 2006 Certificate has not been enclosed in the Diversion Proposal.

In compliance to the above, it is to state that all formalities for obtaining NOC under FRA, 2006 are under progress and certificate in this regard will be submitted prior to Stage-II approval. (as per guidelines, Ref.no. 11-43/2013-FC dated 26th February 2019 of MoEF & CC, FC Division.)

24.) A map showing the total Safety Zone area should be submitted in the Diversion Proposal.

In compliance to the above, map showing the total Safety Zone area is attached herewith as **Annexure II**

25.) Some Maps enclosed in the DP do not have any heading or legend so as to ascertain the utility of the Maps to the said project.

In compliance to the above, the Maps enclosed in the DP have been provided with necessary heading and legends so as to ascertain the utility of the Maps to the said project.

26.) As per instruction of the PCCF (FD & NO, FC Act), O/o the PCCF, Odisha vide his Memo No.13318 dtd.13.07.2020 & this office Memo No.1755 (5) dt d.13.07.2020, you have to submit 4(four) sets of diversion proposal duly filled in Part II along with its PDF file also in 4(four) sets.

To be complied by the Office of the DFO, Sundargarh.

27.) The Check list with page No. be enclosed.

To be complied by the Office of the DFO, Sundargarh.

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महानदी कोलफील्ड्स लिमिटेड
Mahanadi Coalfields Limited
(A subsidiary of Coal India Limited)

Office of the General Manager
Mahalaxmi Area
AT/PO: Basundhara-770076
Dist.: Sundargarh (Orissa)



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This is for your kind information

Encl.: Annexure-I to XII

Yours Sincerely,


Project Officer
Siarmal OCP,
Mahalaxmi Area.