



वेस्टर्न कोलफिल्ड्स लिमिटेड
WESTERN COALFIELDS LIMITED
मुख्य महाप्रबंधक का कार्यालय,
OFFICE OF THE AREA GENERAL MANAGER
WANI AREA

URJAGRAM, PO: TADALI: DISTT: CHANDRAPUR. (MS)
(07172) 237021 TO 237024, 237103 FAX NO. (07172) 237011
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पञ्जी. कार्यालय : कोल इस्टेट, सिविल लाइन्स, नागपुर - 440001 CIN : U10100MH1975GOI018626
Regd. Office : Coal Estate, Civil Lines, Nagpur - 440001 Website : westerncoal.nic.in
No:- WCL/WA/AGM/PGP/FRA/15/ Date:- 22.01.2015

प्रति,
मा. जिल्हाधिकारी, चंद्रपुर,
जिल्हा - चंद्रपुर

विषय : Application to issue Certificate as a pre-requisite for Forest Clearance of 46.04 ha of forest land in respect of Penganga Opencast Mine of M/s Western Coalfields Limited located at Wirur (Gadegaon), Tah. Korpana, Dist. Chandrapur (MS) as required under Forest (Conservation) Act 1980.

महोदय,

This is to kindly state that Penganga Opencast Mine of M/s Western Coalfields Limited located at Village Wirur (Gadegaon), Tah. Korpana, Dist. Chandrapur (MS) is going to be opened by the end of March 2015 and excavate coal by opencast method of working.

The Project Report for this mine has been approved vide letter No WCL/BD/SECTT/BM-257/2014/1601 dtd 02/10/2014 for a capacity of 4.00 MTPA. The environmental clearance for the above project was granted by MOEF, New Delhi vide ref No J-11015/46/2009-IA.II (M) dated 31/01/2013 for a peak capacity of 4.5 MTPA.

The project has been planned to meet heavy demand of coal in power sector and other industries. The total mine area of Penganga Opencast mine is 743.83 Ha which includes 612.10 Ha private land and 131.73 Ha Government land. Out of this, 46.04 Ha land acquired for Penganga OCP is falling under the forest Compartment No 194. For this 46.04 Ha forest land, prior approval of Central Government for diversion to Penganga OCP in the mining lease area is required to be obtained under the provisions of Forest (Conservation) Act 1980.

The details of said 46.04 Ha forest land required for Penganga OCP is as follows:

Sr. No.	Village	Gut No.	Type of land	Total Gut Area (in Ha)	Gut area required by WCL under FC Act 1980 (in Ha)
1	Danoda	23	Govt.	198.13	14.40
2	Danoda	10	Tenancy	2.00	0.20
3	Borgaon	46	Govt.	25.21	16.21
4	Borgaon	46	Tenancy	4.00	4.00
5	Borgaon	52	Tenancy	9.90	6.90
6	Borgaon	53	Tenancy	3.85	3.85
7	Borgaon	54	Tenancy	5.25	0.20

8	Borgaon	60	Govt.	4.81	0.28
9	Total				46.04

In order to acquire the clearance from Ministry of Environment & Forest for the aforesaid 46.04 Ha forest land to divert for Penganga Opencast Mine, it is mandatory to obtain a certificate under Forest Rights Act 2006 (FRA 2006) from your esteemed office in the prescribed format.

Hence, your good office is requested to kindly issue the requisite certificate under FRA 2006 in the enclosed prescribed format.

भारदिय,

 क्षेत्रिय महाप्रबधक,
 वणी क्षेत्र

Encl:

1. Copy of prescribed format under FRA 2006

Copy to:

1. General Manager (L&R), WCL
2. Area Planning Officer, Wani Area
3. Dy. GM/ Project Officer, Penganga Project
4. Office copy.

F. No. 11-9/28-FC (pt.)
Government of India
Ministry of Environment & Forests
(FC Division)

Parvavaran Bhawan,
CGO Complex, Lodhi Road,
New Delhi-110 003
Dated: 5th July, 2013

To,
The Principal Secretary (Forests),
All State/ Union Territory Governments

Sub: Diversion of forest land for non-forest purposes under the Forest (Conservation) Act, 1980 ~ ensuring compliance of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006.

Sir,

I am directed to refer to this Ministry's letters of even number dated 3rd August 2009 and dated 5th February 2013 on the above mentioned subject wherein this Ministry issued detailed guidelines on submission of evidences for having initiated and completed the process of settlement of rights under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006, and to say that certificate in accordance with the said letters in respect of (a) linear, and (b) other projects shall be submitted in the formats enclosed as Annexure-I (FORM-I) and Annexure-II (FORM-II) respectively.

Yours faithfully,

Encl: As above.

(H.C. Chaudhary)
Assistant Inspector General of Forests

Copy To:

1. The Secretary, Ministry of Tribal Affairs, New Delhi.
2. Principal Chief Conservator of Forests, all State/UT Governments.
3. Nodal Officer, the Forest (Conservation) Act, 1980, all State/UT Governments.
4. All Regional Offices, Ministry of Environment & Forests.
5. Joint Secretary in-charge, Impact Assessment Division, MoEF.
6. All Assistant Inspector General of Forests/ Directors in Forest Conservation Division, MoEF.
7. Director R.O. (HQ), Ministry of Environment & Forests, New Delhi.
8. Sr. Director (Technical), NIC, MoEF with a request to place a copy of the letter on website of this Ministry.
9. Guard File.

(H.C. Chaudhary)
Assistant Inspector General of

FORM-II

(for projects other than linear projects)

Government of

Office of the District Collector

No.

Dated

TO WHOMSOEVER IT MAY CONCERN

In compliance of the Ministry of Environment and Forests (MoEF), Government of India's letter No. 11-9/98-FC (pt.) dated 3rd August 2009 wherein the MoEF issued guidelines on submission of evidences for having initiated and completed the process of settlement of rights under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 ('FRA', for short) on the forest land proposed to be diverted for non-forest purposes, it is certified that hectares of forest land proposed to be diverted in favour of (name of user agency) for (purpose for diversion of forest land) in district falls within jurisdiction of village(s) in tehsils.

It is further certified that:

- a) the complete process for identification and settlement of rights under the FRA has been carried out for the entire hectares of forest land proposed for diversion. A copy of records of all consultation and meetings of the Forest Rights Committee(s), Gram Sabha(s), Sub-Division Level Committee(s) and the District Level Committee are enclosed as annexure ... to annexure
- b) the proposal for such diversion (with full details of the project and its implications, in vernacular/ local language) have been placed before each concerned Gram Sabha of forest-dwellers, who are eligible under the FRA;
- c) the each of concerned Gram Sabha(s), has certified that all formalities/ processes under the FRA have been carried out, and that they have given their consent to the proposed diversion and the compensation and ameliorative measures, if any, having understood the purpose and details of proposed diversion. A copy of certificate issued by the gram sabha of villages(s) is enclosed as annexure ... to annexure.....
- d) the discussion and decisions on such proposals had taken place only when there was a quorum of minimum 50 % of the members of Gram Sabha present;
- e) the diversion of forest land for facilities managed by the Government as required under section 3(2) of the FRA have been completed and the Grama Sabhas have given their consent to it;
- f) the rights of Primitive Tribal Groups and Pre-Agricultural Communities, where applicable have been specifically safeguarded as per section 3 (1) (e) of the FRA.

Encl.: As above.

Signature
(Full name and official seal of the District Collector)