

**RAMGAD MINERALS & MINING LIMITED**

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CIN U27101KA1978PLC003360

Date : 20-12-2019

To,

Additional Principal Chief Conservator of Forests
(Forest Conservation) |Nodal Officer (FCA)
Aranya Bhavan, 18th Cross, Malleshwaram, Bengaluru- 03

Sub: Diversion of 39.9 hectare of forest land in Sy No. 45, 49 & 50 of Jelligeri village, Shirahatti Taluk, Gadag District for establishing Sangli Gold Mine in favour of Ramgad Minerals & Mining Limited, Hospet, Ballari District. **Proposal No.:** FP/KA/MIN/42366/2019


Ref: Online application dated 10-10-2019.

This has reference to your letter Old File No. A5(1).MNG.CR-6/2017-18, E-office File No. KFD/HOFF/A5-1(MNG)/7/2019-FC dated 02-11-2019 pertaining to our online Forest clearance application as referred above. In this regard, we are hereby submitting point wise reply at Annexure 1.

We have uploaded all the desired documents on <https://parivesh.nic.in> website.

You are requested to kindly process our forest application.

Yours Faithfully


Sanjay Kumar


Annexure 1

Reference Item in FORM-A	Remarks	User Agency reply
A-3(xvii) Copy of documents in support of the competence/authority of the person making this application to make application on behalf of the User Agency	A photocopy of the document is uploaded. Please upload the original document (Authorization letter) here.	Complied and Uploaded as desired
B-2.3 Village wise break up	Only the Village name (Jelligeri) is mentioned in this Item and a clubbed extent of 39.9 hectare in Jelligeri village survey numbers 45, 49 & 50 is mentioned on Geo-referenced map uploaded in Item C (iv). Please provide the individual Survey Number-wise requirement of forest land (without clubbing) either in this Item itself or on Geo-referenced Map in Item C (iv) or both.	Complied and Uploaded as desired
C(ii)(b) Kml File of Segments	<p>There is some incorrectness with KML files uploaded in this Item.</p> <p>KML Polygon of proposed mining area shows an extent of 39.8734 ha (as against 39.7 ha mentioned in this Item and also in Item B-2.4).</p> <p>KML file for Approach road has two KML sub-files - one with Line feature and another with Polygon feature showing an extent of 2.0487 ha (as against 0.19992 ha mentioned in this Item and also in Item B-2.4).</p> <p>Three KML files/sub-files uploaded in this Item are not the normal KML files, as they fail to show up properly when opened.</p> <p>1. Please upload the following KML Files with 'Polygon' feature, inbuilt 'measurement' option and proper identifiable File Names correctly.</p> <p>a. KML Files/sub-files of entire forest land proposed for diversion in single color for following.</p> <p>i. Proposed mining area.</p> <p>ii. Proposed Approach Road.</p> <p>b. KML Files/sub-files of the non-forest land involved in Proposed road (if any) in a different color.</p> <p>2. Please ensure that:</p> <p>a. The KML Polygon corner points and corresponding GPS readings match exactly with one another and also with the ground features seen on satellite imagery.</p>	Complied and Uploaded as desired
C (iii) Copy of Survey of India Toposheet indicating boundary of forest land proposed to be diverted.	Topo Map in Item C (iii) as well as the Geo-referenced map uploaded in Item C(iv), both are not signed by User Agency.	Complied and Uploaded as desired
C(iv) Scanned copy of the Geo- referenced map of the forest land proposed to be diverted prepared by using GPS or Total Station	<p>GPS readings in both the maps are given in Deg.Min.Sec. However, they are desired in Degree. Decimals for faster scrutiny.</p> <p>Please ensure that the:</p> <p>a. Topo Map as well as Geo-referenced Map, both are duly ink- signed by User Agency.</p> <p>All GPS readings are given in Degree. decimals.</p>	
D (i) Copy of note containing justification for locating the Project in forest land	An unsigned note is uploaded. Please upload a proper Justification Note on official letter head under seal and signature (with date) of the User Agency in Item D(i) giving detailed reasons as to why it is unavoidable to use the forest land for the project	
G(i)(a) Copy of Cost-Benefit analysis	Uploaded document mentions the Environmental Loss, Loss of fuel wood and Loss of fodder likely to be caused by the project as NIL, suggesting that the document does not take all these factors into consideration duly and completely. Such a document cannot be accepted. Please upload the Cost-Benefit Analysis prepared with due diligence and in accordance with ANNEXURE-III of FC Guidelines communicated by the Government of India, Ministry of Environment, Forest & Climate Change, New Delhi, vide letter F.No. 5-2/2017-FC dated 28-03-2019 (may be downloaded from the FC web portal).	Complied and Uploaded as desired
H (i)(c) Copy of Environmental Clearance to the Project	EC clearance dated 10-12-2009 is based on certain facts existing almost a decade ago and takes into consideration the public hearing held on 07-07-2009. As the material circumstances including the realization of the importance of forest area from various ecological angles have undergone a number of changes since then, the present EC appears to have become obsolete now. It is advised to obtain an EC keeping in view the present circumstances connected to the project	<p>1) Environment Clearance (in short "EC") was granted by MoEF vide Letter dtd. No. J – 11015/1140/2008-1A.II (M) dtd. 10/12/2009 for Sangli Gold Mine and Gold extraction Plant (ML area 39.70 hectare and production of 1000 TPD of Gold Ore) validity for 30 years as the EC is issued under EIA notification dtd 14.09.2006. The said EC dated 10-12-2009 is co-terminus with the period of the mining lease with the latest MMDR amendments Act 2015.i.e. The EC is valid for 50 years.</p> <p>2) Please read Point No 09 of the EIA 2006 Published in the Gazette of India, Extraordinary, Part-II, and Section 3, Sub-section (ii) MINISTRY OF ENVIRONMENT AND FORESTS New Delhi 14th September, 2006</p> <p>Quote: Validity of Environmental Clearance (EC): "The "Validity of Environmental Clearance" is meant the period from which a prior environmental clearance is granted by the regulatory authority, or may be presumed by the applicant to have been granted under sub paragraph (iv) of paragraph 7 above, to the start of production operations by the project or activity, or completion of all construction operations in case of construction projects (item 8 of the Schedule), to which the application for prior environmental clearance refers. The prior environmental clearance granted for a project or activity shall be valid for a period of ten years in the case of River Valley projects (item 1(c) of the Schedule), <u>project life as estimated by Expert Appraisal Committee or State Level Expert Appraisal Committee subject to a maximum of thirty years for mining projects</u> and five years in the case of all other projects and activities. However, in the case of Area Development projects and Townships [item 8(b)], the validity period shall be limited only to such activities as may be the responsibility of the applicant as a developer. This period of validity may be extended by the regulatory authority concerned by a maximum period of five years provided an application is made to the regulatory authority by the applicant within the validity period, together with an updated Form 1, and Supplementary Form 1A, for Construction projects or activities (item 8 of the Schedule). In this regard the regulatory authority may also consult the Expert Appraisal Committee or State Level Expert Appraisal Committee as the case may be.,contd...."</p> <p>Contd.</p>



		<p><u>Unquote: Project life as estimated by Expert Appraisal Committee or State Level Expert Appraisal Committee subject to a maximum of thirty years for mining projects</u></p> <p>3) Please refer Honourable SC Judgement IN THE SUPREME COURT OF INDIACIVIL APPELLATE JURISDICTIONSPECIAL LEAVE TO APPEAL(CIVIL) NO. 32138OF 2015 Dated 07-02-2018 where it has been elaborated on validity of EC. It clearly defines that validity of Environment clearance as far as EIA 2006 is concerned this submission is academic and not relevant since paragraph 9 of EIA 2006 provides that the environmental clearance would be valid for the estimated project life subject to a maximum of 30 years.</p> <p>In view of the above, we submit that EC issued to us is valid for 50 years. There is no ground for going for reassessment of the same area in present circumstances.</p>
I (ii) Status of approval of the Standing Committee of National Board for the Wildlife (NBWL) to the Project	<p>The option 'Application yet to be submitted' is selected.</p> <p>1. Please note that the proposal will require wildlife clearance from the National Board for Wildlife and <u>such clearance is a prerequisite for Stage-I approval under FC Act.</u></p> <p>2. It is advised to upload an online parallel proposal seeking wildlife clearance on the same web portal (www.parivesh.nic.in).</p>	<p>We have filed Wild life clearance application. Please refer FP/KA/MIN/42366/2019 dated 21st November 2019.</p> <p><i>Oct.</i></p>
K (i) Whether the process for settlement of Rights under the Forest Rights Acts 2006 on the forest land proposed to be diverted has	'No' option is selected. Please note that RoFR Compliance Certificate in FORM-III (for Nonlinear/ Hybrid projects) issued by Deputy Commissioner as per latest FC Guidelines issued by GOI, MOEF&CC, New Delhi vide F.No. 5-2/ 2017-FC Dated 28-03-2019 (available on FC Web Portal) will have to be submitted before final approval under FC Act.	Yes and noted. However this is to be issued by Deputy commissioner and is required at stage II approval. We will pursue accordingly.
L. Details of land identified for Compensatory Afforestation	<p>The proposed CA land is a government land reportedly reserved by Deputy Commissioner, Ballari vide Order dated 09-03-2012 for the mining proposal submitted by the same User Agency in the past. However, such mining proposal has no relevance now and the present proposal needs to be treated as a fresh proposal.</p> <p>1. Please note that the present proposal being a Private Party Proposal is governed by the Government of Karnataka Order FEE 88 FLL 2016 dated 31-08-2016, which mandates providing private land either as forest enclosure or adjoining forest area in man-animal conflict zone. Accordingly, the technical information of CA land are presently not being commented upon.</p> <p>2. Please verify the above issue and then provide the following details of proposed CA land.</p> <p>a. Copy of Ownership proof (RTC).</p> <p>b. KML file (with 'Polygon' feature) of with inbuilt 'measurement' option and proper identifiable File Name.</p> <p>c. Topo Map with proper Map Index and Topo Sheet Number showing the proposed CA polygon.</p> <p>d. Following two kinds of Geo-referenced maps (merged into a single PDF file) showing the boundary of the proposed CA land overlaid on Cadastral (village) Map.</p> <p>i. MAP-I on normal Village map scale (1:7920).</p> <p>ii. MAP-II on much larger scale (with zoom) showing the CA land area in detail.</p> <p>e. Please ensure that each of the above Geo-referenced maps:</p> <p>i. Is original (and not photocopy);</p> <p>ii. Shows all survey numbers and their boundaries in and around the project area clearly;</p> <p>iii. Has a proper Map Index;</p> <p>iv. Is duly ink-signed by User Agency; and</p> <p>v. Has a list of GPS readings (Datum: WGS-84; in Degree. decimals) of all corners of proposed CA land parcel</p> <p>Please note that the mutation and transfer of the proposed CA land are required <u>only after Stage-I approval and not now.</u></p>	<p>Please note we have applied for FC again but Government of Karnataka kept on changing status of area Reserve forest to Protected areas (Conervation Reserve/Wild life Sanctuary). Initially we had applied for forest clearance in the year 2006 then in in year 2010 and again in year 2017 and now in Year 2019. The ownership of the non-forest land identified for the purpose of CA is being transferred and mutated in favour of the State/UT Forest Department and declared as RF/PF under the Indian Forest Act, 1927 read with Karnataka Forest Act 1963. Please find attached latest updated record which clearly suffices requirements as per Act and laws made thereunder.</p> <p>Complied and Uploaded all desired documents</p>
L. Additional Information Details/General	<p>1. Please upload the following documents.</p> <p>a. 'Undertaking' to pay Net Present Value (NPV), Compensatory Afforestation (CA) and other stipulated charges as per applicability and norms;</p> <p>b. Proposed/ Approved Land Use Plan for the entire Mining Lease Area;</p> <p>c. Cross section of the proposed road showing the width of different components like Carriageway, Shoulders, Drains, etc., within forest limits;</p> <p>d. Clarification whether any Court Case is pending in connection with the subject matter of the present FC proposal. If yes, please provide the details thereof.</p> <p>e. Undertaking to the effect that the Letter of Intent dated 31-07-2006 uploaded in Item M-1(c), Mining Plan approval dated 30-07-2007 in Item M-2(iv) are still valid and that the User Agency takes full responsibility for consequences, in case any of the information contained in this Application is found to be false/ concealed at any point of time in future;</p> <p>f. CA land Suitability Certificate issued by jurisdictional DCF;</p> <p>g. Clarification on the name of Agency which has carried out Gold prospecting in the forest area in question and please upload:</p> <p>i. Gold Prospecting Report; and</p> <p>ii. Permission from Competent Authority to undertake such prospecting activities in forest land;</p> <p>h. Clarification whether the present proposal is only for mining activity or for establishment of Gold Extraction Plant as well. If both are included in the present proposal, please make necessary corrections to the Item B-2.4.</p> <p>i. In case, the Gold Extraction Plant is proposed to be established in some other land, please provide the details of location (village, Sy No., Village Map showing such area boundaries);</p> <p>i. Undertaking to the effect that the all corners of forest land proposed for diversion will be physically marked on the ground with the help of temporary stone pillars / other appropriate means for verification by Forest Officers before submitting the hard copy of proposal to jurisdictional Deputy Conservator of Forests. [Note: After Stage-I approval, RCC pillars will have to be provided at all corner points and at every 20 meter interval. However, temporary stone pillars are sufficient for field verification at present.];</p>	<p>Noted</p> <p>Complied and uploaded</p> <p>Complied and uploaded</p> <p>Complied and uploaded</p> <p>No</p> <p>Complied and uploaded</p> <p>Complied and uploaded</p> <p>NA</p> <p>Prospecting details are already provided in Mining Plan duly approved by Indian Bureau of Mines. As Mining Plan pdf file is very big, therefore we will be submitting hard copy to Dv. Conservator of Forest Gadag</p> <p>NA</p> <p>Only for Mining activity</p> <p>In an area of 53.32 acres bearing Sy No. 46, 47, 49, 50 and 51, Attikatti Village, Mundargi Taluk, Gadag District.</p> <p>Complied and uploaded</p>

	j. Clarification on official letterhead under seal and signature of User Agency/ Competent Authority whether the User Agency (UA) is a Company or a Partnership Firm or a Proprietorship Firm;	Complied and uploaded
	k. Valid Certificate of Registration issued by Competent Authority (in the case of UA being a Company) or a Registered Partnership Deed (in case of UA being a Partnership Firm) or a valid document in proof in case of UA being a Proprietorship Firm	Complied and uploaded
	2. As the FC proposals involve processing/ scrutiny by Government of India, all uploaded documents need to be in English and also be ink-signed by the User Agency/ Competent Authority. In case of non-English documents, please also upload an English translation duly authenticated/ attested by the Competent Authority/ User Agency (merged with the original document into a single PDF file). [Note: Many documents are not original/ English translation of many non-English documents is not uploaded/ many documents including Maps are not signed by User Agency.	Complied
	3. In order to avoid further delays in processing, please ensure that each issue mentioned above is carefully addressed before re-submission of application.	Complied
	4. Please also ensure that no work in forest land is undertaken without prior approval under FC Act.	Will be complied

Date : 20-12-2019
Place - Hospet


Sanjay Kumar
Authorised Signatory