

Northern Coalfields Ltd.
Singrauli
Block-B Area

Clarifications regarding compliance of FRA:

The application for NoC for the settlement of rights of the Schedule Tribes and other Traditional Forest Dwellers under "The Schedule Tribes and Other Traditional Forest Dwellers (Recognition of Forest Right) Act 2006" has already been made to the Collector, Singrauli vide letter no. NCL/Block-B/Staff Officer(Mining)/Forest/2020/36 dated 23.01.2020 by General Manager , Block-B project (copy enclosed).

“As per Forest(Conservation Amendment Rules , 2016 the compliance under FRA is not required for consideration of in-principle approval(Stage-I). This has to be furnished by the State Govt. for consideration of the proposal by the Ministry for final approval.”

Therefore, NoC under the FRA, 2006 will be submitted during the process of application.


25/01/20
Nodal Officer(Forest)
Block-B Area, NCL

नार्दर्न कोलफील्ड्स लिमिटेड
(एक मिनी-रत्न कम्पनी)
(कोल इंडिया लिमिटेड की अनुषंगी कंपनी)



Northern Coalfields limited
(A Mini ratna Company)
(A Subsidiary of Coal India Limited)

कार्यालय महाप्रबंधक, ब्लॉक-बी परियोजना/Office of General Manager, Block-B Project



CIN-U10102MP1985GOI003160

An ISO: 9001, ISO: 14001 & OHSAS: 18001 Certified Company

ब्लॉक-बी, परियोजना, पो:गोरबी जिला:-सिंगरौली (म.प्र.)-486892/Block-B Project, Post-Gorbi, Distt-Singrauli (M.P.) PIN 486892

Phone: 07805-256092, (FAX) 256092 email: gmncilbb@gmail.com website: www.ncil.in

पत्र क्रमांक : एन.सी.एल./ब्लॉक-बी/स्टाफ अधिकारी(खनन)/वन/2020/28

दिनांक-23./01/2020

प्रति,

श्रीमान, कलेक्टर महोदय

कलेक्ट्रेट कार्यालय, वैढन

जिला-सिंगरौली (मध्यप्रदेश)

बिषय: Issue of NoC for the settlement of rights of the Schedule Tribes and other Traditional Forest Dwellers under "The Schedule Tribes and Other Traditional Forest Dwellers (Recognition of Forest Right) Act 2006" for the purpose of diversion of 623.25 Ha. Forest Land for Block-B Expansion Opencast Project (8.00 MTPA) of NCL situated in Singrauli District of Madhya Pradesh.

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महोदय,

This is for kind information that for the expansion of Block-B Project, NCL from 5.47 Mtpa to 8 Mtpa, further 623.25 ha. forest land is required to be diverted for non-forest purpose. For the purpose of diversion of forest land, NoC for the settlement of rights under the "The Schedule Tribes and Other Traditional Forest Dwellers (Recognition of Forest Right) Act 2006" is required. As per our knowledge there is no Schedule Tribes and other Traditional Forest Dwellers living inside the proposed forest area to be diverted. The details of proposal for diversion of 623.25 ha. Forest Land is as under:-

क्रमांक	कक्ष/प्लॉट क्रमांक	आवेदित क्षेत्रफल (हेक्ट. में)
1	RF-276	73.20
2	PF-277	11.10
3	PF-278	119.00
4	PF-279	214.75
5	RF-281	205.20
RF- Reserve Forest, PF- Protected Forest		
कुल आवेदित क्षेत्रफल		623.25

Continues

It is requested that kindly provide NoC for the settlement of rights of the Schedule Tribes and other Traditional Forest Dwellers under "The Schedule Tribes and Other Traditional Forest Dwellers (Recognition of Forest Right) Act 2006" for 623.25 ha. Forest land required to be diverted for Block-B Expansion Opencast Project.

Enclosure:

- (1) CBA (A&D) Act, 1957 Notification no. SO No. 1037. dtd. 06.05.1989, SO No. 1897 dtd. 18.07.1992 & Section-4 SO No. 1621 dtd 29.08.2019 under which land has been acquired
- (2) Survey of India topo sheet

भवदीय


23/01/2020
महाप्रबंधक
ब्लॉक-बी परियोजना
मुम्बई-ए नगर
22/01/20

प्रतिलिपि आवश्यक कार्यवाही हेतु :-

1. सहायक आयुक्त (आदिवासी विकास) गनियारी छात्रावास वैदहन जिला-सिंगरौली (मध्यप्रदेश)

प्रतिलिपि:

- (1) वन मण्डल अधिकारी, सिंगरौली -----(मध्यप्रदेश)
- (2) महाप्रबंधक (वन), एनसीएल मुख्यालय सिंगरौली (मध्यप्रदेश)

Government of India
Ministry of Environment, Forest and Climate Change
(FC Division)

Indira Paryavaran Bhawan
Jor Bagh Road, Aliganj
New Delhi-110003

Dated: ^{26th February} January, 2019

To,
The Principal Secretary/Secretary (Forests)
All States/UTs Governments

**Sub: Compliance of the Schedule Tribes and Other Traditional Forest Dwellers
(Recognition of Forest Rights) Act, 2006-regarding**

Sir,

I am directed to refer to Forest (Conservation) amendment Rules 2016 as amended on 06th March, 2017 wherein inter-alia it has been provided that:

(e) *the District Collector shall*

(i) *complete the process of recognition and vesting of forest rights in accordance with the provisions of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 (2 of 2007) for the entire forest land indicated in the proposal.*

(ii) *obtain consent of each Gram Sabha having jurisdiction over the whole or a part of the forest land indicated in the proposal for the diversion of such forest land and compensatory and ameliorative measures, if any, having understood the purposes and details of diversion, wherever required; and*

(iii) *forward his findings in this regard to the Conservator of Forests*

(f) *the entire process referred to in clause (e) shall be completed by the District Collector within the time period stipulated in these rules for grant of in-principle approval under the Act to the proposal.*

(g) *the Conservator of Forests shall examine the factual details and feasibility of the proposal, carry out site inspection in case the area of forest land proposed to be diverted is more than forty hectares, and forward the proposal along with his recommendations to the Nodal Office.*

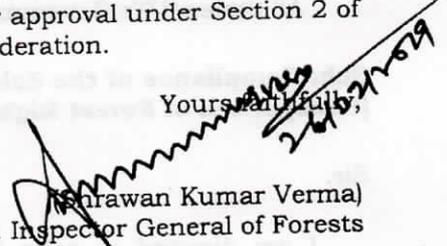
I am also directed to refer to references/communications received from various State Governments seeking clarification on whether FRA certificate is to be submitted before Stage-II compliance or it has been submitted along-with proposal for seeking Stage-I approval.

It is clarified that within the time period stipulated for compliance of stage-I

File No.11-43/2013-FC

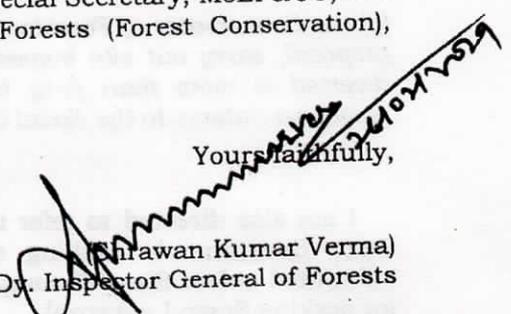
condition, Deputy Commissioner shall complete the process of compliance of FRA (including forwarding its findings to the concerned CF). Hence for the purpose of the MoEF&CC, as per the provision under Forest (Conservation) amendment rules, 2016 the compliance under FRA is not required for consideration of in-principle approval. This has to be furnished by the state Govt. for consideration of the proposal by the ministry for final approval.

In view of the above, the State Governments are requested to adhere the provisions contained in Forest (Conservation) Amendment Rules, 2016 for FRA purpose while forwarding the proposal for seeking prior approval under Section 2 of Forest(Conservation) Act,1980 to this Ministry for consideration.

Yours faithfully,

Shrawan Kumar Verma
Dy. Inspector General of Forests

Copy to:

1. Prime Minister's Office
2. Secretary, Ministry of Mines, Government of India
3. Secretary, Ministry of Coal, Government of India
4. Secretary, Ministry of Petroleum and Natural Gas, Government of India
5. Principal Chief Conservator of Forests, all State/UT Governments
6. Nodal Officer, the Forest (Conservation) Act, 1980, all State/ UT Governments
7. All Regional Offices, Ministry of Environment, Forest and Climate Change (MoEF&CC), GoI.
8. Joint Secretary in-charge, Impact Assessment Division, MoEF&CC, GoI
9. All Assistant Inspector General of Forests/ Directors in the Forest Conservation Division, MoEF&CC, GoI/Director, ROHQ, MoEF&CC, GoI/TO(FC)/TO(ROHQ).
10. Sr. Director (Technical), NIC, MoEF&CC with a request to place a copy of the letter on website of this Ministry.
11. Sr. PPS to the Secretary, MoEF&CC
12. Sr. PPS to the Director General of Forest & Special Secretary, MoEF&CC, GoI
13. Sr. PPS to the Addl. Director General of Forests (Forest Conservation), MoEF&CC, GoI.

Yours faithfully,

Shrawan Kumar Verma
Dy. Inspector General of Forests

O/C

12/13/19