

No.M1/MNG/JSW/Infra/CR-6/2021-22(JSW)

Office of the
Chief Conservator of Forests,
Ballari Circle, Bllari.
Dated:22-09-2021.

To,

The Principal Chief Conservator of Forests,
(Forest Conservation) & Nodal Officer(FCA),
Aranya Bhavan, Bengaluru.

Sir,

Sub:-Diversion of 7.417 ha(revised from 8.4641 ha) of forest land for infrastructure corridor between M/s JSW Steel Limited and M/s Neotrex Steel Ltd. in Sy.No.74 & 76 of Yarabanahalli Village in Sandur Taluk, Ballari District & Division, Karnataka – reg.
(Proposal No.FP/KA/Others/45297/2020 [FORM-A])

Ref:-1)Online application No.FP/KA/Others/45297/2020 [FORM-A].

2)The Principal Chief Conservator of Forests(Forest Conservation) & Nodal Officer(FCA), Aranya Bhavan, Bengaluru has forwarded the proposal through online portal dated:22-01-2021.

3)Letter No.M1/MNG/JSW/Infra/8.4641/2020-21(7.417 ha)/929 dated: 17-08-2020 of the Deputy Conservator of Forests, Ballari Division, Ballari.

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In light of the directions issued by your goodself through online portal (2) cited under reference supra, the Deputy Conservator of Forests, Ballari Division, Ballari in his letter (3) cited above has submitted the proposal for diversion 7.417 ha(revised from 8.4641 ha) of forest land for infrastructure corridor between M/s JSW Steel Limited and M/s Neotrex Steel Ltd. in Sy.No.74 & 76 of Yarabanahalli Village in Sandur Taluk, Ballari District in favour of M/s JSW Steel Ltd., Toranagallu under section-2 of the Forest(Conservation) Act, 1980.

On going through the report submitted by the Deputy Conservator of Forests, Ballari, the said proposal for diversion of 7.417 ha(revised from 8.4641 ha) of forest land for infrastructure corridor between M/s JSW Steel Limited and M/s Neotrex Steel Ltd. in Sy.No.74 & 76 of Yarabanahalli Village in Sandur Taluk, Ballari District, the following salient features of the proposal are brought to your kind notice for taking further needful action in recommending the said proposal in favour of M/s. JSW Steel Ltd., Toranagallu.

Further, the said diversion area has been inspected by the Deputy Conservator of Forests, Ballari on 27-04-2021 and it is reported that the proposed forest land is a land identified for Compensatory Afforestation by M/s Ballari Steel Alloys Limited, Ballari against the mining proposal and the area has been proposed for notification under Section-04 of Karnataka Forest Act, 1963. The proposed area is mostly devoid of vegetation and Afforestation under CAMPA is being taken-up during 2020-21 & 2021-22. I have also inspected the proposed forest land on 14-09-2021.

- a) **Extent of Proposal:** The user agency (M/s. JSW Steel Limited, Toranagallu) has submitted proposal for diversion of 7.417 ha (revised from 8.4641 Ha) of forest land for infrastructure corridor between M/s. JSW Steel Limited and M/s. Neotrex Steel Pvt. Ltd., in Sy.No.74 & 76 of Yarabanahalli Village in Sandur Taluk, Ballari District & Division, Karnataka in favour of M/s JSW Steel Limited, Toranagallu. The component wise details of area sought for diversion are as follows;

Component-wise Area Calculation						
Components	Forest			Non-forest		
	L (km)	W (m)	A (Ha.)	L (km)	W (m)	A (Ha.)
Fencing & Gas Pipeline	2.00459	2.5	0.5011	0.095243	2.5	0.02381
Green Corridor	2.00459	1.5	0.3007	0.095243	1.5	0.01429
Drain-1	2.00459	1.5	0.3007	0.095243	1.5	0.01429
Carriage Way-1	2.00459	7	1.4032	0.095243	7	0.06667
Avenue Median	2.00459	1	0.2005	0.095243	1	0.00952
Carriage Way-2	2.00459	7	1.4032	0.095243	7	0.06667
Drain-2	2.00459	1.5	0.3007	0.095243	1.5	0.01429
OFC/Tele Cables, UG Water Pipeline, HT Transmission Line	2.00459	15	3.0069	0.095243	15	0.14286
Total		37	7.417	-	37	0.3524

Village and Survey number-wise details of the proposed area for diversion are as follows;

Survey number-wise village-wise area						
Sy. No.	Village	Length	Width	Extent	Total	Remarks /Status
74	Yarabanahalli	1221.35	37	4.519	7.417	Forest
76	Yarabanahalli	783.24	37	2.898		
58	Musenayakanahalli (Revenue)	95.243	37	0.3524	0.3524	Non-forest
Total		2099.833	-	7.7694	7.7694	

It is reported that the proposed width of the planned corridor (37m) was on higher side and thus clarification was sought from the proponent about the same vide letter dated:17-05-2021. In reply, the proponents /user agency has submitted the details of dimensions/ width required for various components of the said project and justified that the proposed width is 37 meter vide their letter dated:25-05-2021. The proponents have also given reasons/ justification for proposing the said new road against the probability of either using the existing PWD Road or proposing a new road in revenue land.

b) **Net Present Value (NPV):** The NPV amount has been revised as per the orders of the Hon'ble Supreme Court of India dated:28.03.2008, 24.04.2008 and 09.05.2008 in Writ Petition (Civil) No.202/1995 and the guidelines issued by this Ministry vide its letter No.5-3/2007-FC dated:05.02.2009 (i.e.Rs.8,03,000/- per hectares). Hence, the NPV amount as per existing rates (Rs.59,55,851/-) may be recovered from lessee i.e. M/s. JSW Steel Limited, Toranagallu over an extent of 7.417 hectares. In this regard, M/s. JSW Steel Limited, Toranagallu has submitted an undertaking.

c) **Compensatory Afforestation (CA):** M/s JSW Steel Limited, Toranagallu has identified land for raising of Compensatory Afforestation. The details are as under;

Sl. No.	District	Taluk	Village	Survey number	Extent proposed (In hectares)
1	2	3	4	5	6
1	Raichur	Lingasugur	Halabhavi	39	8.813
Total					8.813

The above CA land has been transferred and mutated in favour of the Forest Department, M/s. JSW Steel Limited, Toranagallu, has agreed to make payment for Compensatory Afforestation Charges. Further, the user agency has given an undertaking stating that the above CA land is identified for this project and is not proposed against any other FC proposals.

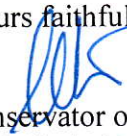
d) Certificate in Form-II under Forest Rights Act-2006 from the Deputy Commissioner, Ballari is not yet issued. However, M/s. JSW Steel Limited, Toranagallu has requested Deputy Commissioner, Ballari for issue of the same vide letter dated:18-01-2021. Copy of the request letter is enclosed.

e) The proposed forest land is not a part of National park, Wildlife sanctuary, Biosphere Reserve, Tiger Reserve, Elephant Corridor, etc. However, the proposed area is 10.78 Kms away from the Daroji Sloth Bear Sanctuary and 9.30 Kms distance away from Eco-Sensitive Zone of Daroji Bear Sanctuary and 27.66 Kms away from the Gudekote Sloth Bear Sanctuary and 21.75 Kms away from the Eco-Sensitive Zone of Gudekote Sloth Bear Sanctuary.

In view of the facts as detailed above and while agreeing with the self contained detailed report of the Deputy Conservator of Forests, Ballari, I am of the opinion that the proposed forest land for diversion of 7.417 ha of forest land for infrastructure corridor between M/s JSW Steel Limited and M/s Neotrex Steel Ltd. in Sy.No.74 & 76 of Yarabanahalli Village in Sandur Taluk, Ballari District in favour of M/s JSW Steel Ltd., Toranagallu may be considered under section-2 of

the Forest (Conservation) Act, 1980. The 4 sets of proposal are enclosed herewith for your kind perusal and further needful action in the matter.

Yours faithfully,


Chief Conservator of Forests,
Ballari Circle, Ballari. 

PART-III

(To be filled by the concerned Chief Conservator of Forests)

Fresh proposal for diversion of 7.471 ha(revised from 8.4641 ha) of forest land for infrastructure corridor between M/s JSW Steel Limited and M/s Neotrex Steel Ltd. in Sy.No.74 & 76 of Yarabanahalli Village in Sandur Taluk, Ballari District in favour of M/s JSW Steel Limited, Toranagallu.

Proposal No.FP/KA/Others/45297/2020[FORM-A]

1	Whether site, where the forest land involved is located has been inspected by concerned Chief Conservator of Forests (Yes/No). If yes, the date of inspection and observations made in the form of inspection note to be enclosed.	Yes, I have inspected the proposed forest land on 14-09-2021. I agree with the field inspection made by the Deputy Conservator of Forests, Ballari Division, Ballari.
2	Whether the concerned Chief Conservator of Forests agree with the information given in Part-II and the recommendations of Deputy Conservator of Forests.	I agree with the information given in the Part-II and recommendations of the Deputy Conservator of Forests, Ballari Division, Ballari.
3	Specific recommendation of concerned Chief Conservator of Forests for acceptance of otherwise of the proposal with detailed reasons.	Since the diversion of forest land over an extent of 7.471 ha as sought for by the user agency is quite genuine. Hence, I recommend the diversion favourably as pr the provisions of the Forest(Conservation) Act, 1980.

Place: Ballari

Date: 22-09-2021.

Signature:

Name : (S.S.Lingaraja)

Seal : Chief Conservator of Forests,
Ballari Circle, Ballari.