

**GOVERNMENT OF ODISHA
STEEL & MINES DEPARTMENT**

No. III (B) SM-10/2012 1287 /SM. Bhubaneswar, the

10.2.2016

Sub: Extension of validity period of Mining Lease of **M/s SAIL** for Iron ore over an area of 25.981 Ha in Toda R.F under Bonai Sub-division of Sundargarh district.

ORDER:

Whereas a Mining Lease for Iron ore over an area of 38.182 covering Sundargarh and Keonjhar district in two separate blocks was granted in favour of **M/s SAIL** for 20 years from 17.01.1975 to 16.01.1995.

Whereas 1st RML application was filed on 16.02.1994 over an area of 25.981 Ha in Toda R.F under Bonai Sub-division of Sundargarh district excluding the area of 12.201 hecets of Keonjhar district beyond the stipulated period under rule 24A (1) of M.C. Rules 1960.

Whereas **M/s SAIL** filed application dated 17.11.1994 for condonation of delay in filing the 1st RML application.

Whereas the State Government have been pleased to allow condonation of delay in filing the 1st RML application.

Whereas the Mineral(Mining by Government Company) Rules 2015 have been notified by Ministry of Mines Govt. of India on 03.12.2015.

Whereas the Rule 3 (1) of Mineral(Mining by Government Company) Rules 2015 dated 03.12.2015 of Ministry of Mines G.O.I provides as follows:

1)All mining leases for minerals granted to a Government Company or Corporation before the date of commencement of the Mines and Minerals (Development & Regulation) Amendment Act,2015 (10 of 2015) namely, the 12th January, 2015 shall be deemed to have been granted for a period of fifty Years.

Whereas original mining lease was granted for 20 years from 17.01.1975 to 16.01.1995.

Therefore, the State Government are hereby pleased to order that in terms of rule 3(1) of Mineral(Mining by Government Company) Rules 2015 dated 03.12.2015, the period of the original lease is deemed to be granted for 50 years i.e from 17.01.1975 to 16.01.2025 subject to execution of supplementary lease deed for the period from 17.01.1995 to 16.01.2025,

obtaining all statutory clearances, payment of requisite dues as per Act and Rules within three months.

The above extension of the lease is subject to following further conditions.

1. The lessee will furnish an undertaking that he will make the payment of the demand raised or to be raised under section 21(5) of the MMDR Act in accordance with the directions of Hon'ble Supreme Court (applicable for Fe and Mn Ore only)/ competent forum within 60 days of such disposal or such other time as may be decided by the competent forum, before executing the supplementary lease deed. This undertaking will also form part of the supplementary mining lease deed as a Special condition.
2. The extension of validity is without prejudice to ongoing proceedings, if any, for lapsing or determination of lease which have been initiated or may be initiated in accordance to the provisions of MMDR Act, 1957 or rules framed thereunder.
3. The extension of validity is without prejudice to any action under the provisions of the Environment (Protection) Act, Odisha Forest Act or any other law for the time being in force in respect of any violations committed by the lessee during the original period of lease or the period of deemed extension till the date of extension of validity period of lease.
4. The extension of validity period of lease is subject to the result/ outcome of the case Writ Petition (Civil) 114/2014 (Common cause vrs Union of India and others) pending in Hon'ble Supreme Court of India, where the Shah Commission Report and CEC Report are under active consideration (applicable for Fe and Mn Ore only).
5. The extension is subject to condition that any terms and conditions of the original lease, if not complied so far, shall be complied by the lessee within such period as may be specified by a competent authority and the lessee shall furnish an undertaking to such effect.

6. The lease is subject to condition that the lessee shall not enter upon any forest of any category to which the provisions of the Forest (Conservation) Act, 1980 are applicable without previous sanction of the competent authority nor fell, cut and use any timber or trees without obtaining the sanction of that authority nor otherwise than in accordance with such conditions as the State Government may prescribe.
7. The lessee/lessees shall not undertake mining operation except under and in accordance to the approvals under the Forest (Conservation) Act, 1980 and the Environment (Protection) Act, 1986 and rules framed thereunder.
8. The lessee will comply with the conditions imposed in G.O.I, Ministry of Mines vide letter dated 23.12.2010 within the time period specified there in.
9. The lessee will execute a supplementary lease deed for the extended period and the above conditions and undertakings will form part of such deed.

By Order of the Governor


10/2/2016
Additional Secretary to Government

Memo No. 1288 /SM

Date 10.2.2016

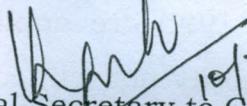
Copy forwarded to M/s SAIL, ISPAT Bhawan, 271-Bidyut Marg, Unit-4 Bhubaneswar for information and necessary action.


10/2/2016
Additional Secretary to Government

Memo No. 1289 /SM

Date 10.2.2016

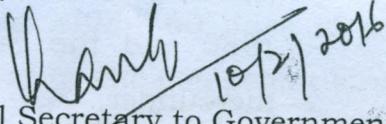
Copy forwarded to the Director, Mines, Odisha, Bhubaneswar /
Collector, Sundargarh / DDM, Koira for information and necessary action.


Additional Secretary to Government

Memo No. 1290 /SM

Date 10.2.2016

Copy forwarded to the Special Secretary, Forest & Environment
Department / Member Secretary, SPCB / Regional Controller of Mines, IBM,
Bhubaneswar for information and necessary action.


Additional Secretary to Government