

Date: April 1, 2019

To,
District Forest Officer,
Bokaro Forest Division, Bokaro,
Jharkhand


Subject: Permission under FRA for Proposal No. FP/JH/ENCRH/37467/2018

Dear Sir,

Electrosteel Steels Ltd. (ESL) has without prejudice applied for a Forest Diversion Proposal FP/JH/ENCRH/37467/2018. The proposal has received consent from the Nodal Officer for further examination on 06.12.18 and DFO, Bokaro had examined the proposal and found it fit to be recommended further.

ESL has submitted Form II (No. 77 of 30.01.2019 issued by Office of District Collector, Bokaro) for 197.16 Ac of Jungle Jhari land as partial compliance of the requirements. Further, it is to bring to your attention that the process for obtaining FRA clearance for the remaining forest land is under progress and will be submitted as compliance in Stage II for the FC process, as required by law. It has been duly stated in letter dated 03.12.2018 (F. No. 11-43/2013-FC) of Ministry of Environment, Forest and Climate Change, New Delhi that the process of compliance of FRA is not required for consideration of in-principal approval (Stage 1) and has to be furnished by the State Government for consideration of the proposal by the ministry for final approval only.

Yours faithfully,
For and on behalf of ESL


Authorised Signatory

Annexures

1. Form II
2. MoEF letter dated 03.12.2018.

Cc: Conservator of Forest, Bokaro Division

For Electrosteel Steels Ltd.


Pankaj Malhan
Dy. C.E.O.
Authorised Signatory

FORM-II

(for project other than linear projects)

Government of Jharkhand

Office of the District Collector Bokaro

No. 77/

Dated 30/01/2019

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 197.16 Acr. of forest land proposed to be diverted in favour of Electrosteel Steel Limited. (name of user agency) for Plant Construction (Purpose for diversion of forest land) in Bokaro district falls within jurisdiction of Bhagabandh, Dhadabar, Alkusa and Bandhdih village (s) in chas tehsils and Siyaljori village(s) in Chandankiyari tehsils. Detail of Land noted below :-

Sl. No	Date of Gram sabha	Rev. Vill	Thana No	Khata No	Plot No	Land/Area in Acr.		Total Area (in Acr.)			
						N.F	G.M (JJ)				
1	2	3	4	5	6	7	8	9			
01	28.12.2018	Bhagabandh	83	22	882	-	4.68	4.68			
					1105	-	0.75	0.75			
					1105/1436	-	2.20	2.20			
					1435	-	0.52	0.52			
					941	-	8.35	8.35			
				58	1120	-	37.82	37.82			
					1159	-	41.35	41.35			
					1246	-	5.54	5.54			
					1321	-	2.72	2.72			
					1389	-	45.34	45.34			
					1120/1429	-	2.18	2.18			
					1120/1430	-	0.13	0.13			
					126	1149	-	1.30	1.30		
				109	100	-	1.51	1.51			
					119	-	1.11	1.11			
				Total :-						155.50	155.50
				02	28.12.2018	Dhandabar	61	182	895	-	2.21
45	862/1181	-	2.76					2.76			
Total :-						4.97	4.97				
03	28.12.2018	Alkusa	60	160	2249	-	0.52	0.52			
					2286	-	1.61	1.61			
Total :-						2.13	2.13				
04	28.12.2018	Bandhdih	79	184	1285	-	4.71	4.71			
					1521	-	0.25	0.25			
					1563	-	18.09	18.09			
					1605	-	0.42	0.42			
				215	1604	-	10.09	10.09			
Total :-						33.56	33.56				
05	19.12.2018	Siyaljori	202	208	5887	-	1.00	1.00			
Total :-						1.00	1.00				
Grand Total :-						197.16	197.16				

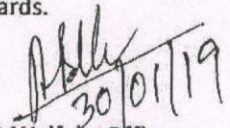
1 It is further certified that:

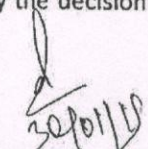
1. It is further certified that:-

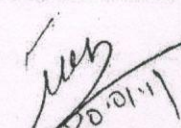
- (a) the complete process for identification and settlement of rights under the FRA has been carried out for the entire 197.16 Acr. of forest land proposed for diversion. A copy of records of all consultation and meetings of the Forest Rights Committee(s), Gram Sabha(s), Sub-Division Level committee(s) 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;

For Electrosteel Steels Ltd.
Pankaj Malhan
Dy. C.E.O.
Authorised Signatory

- (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 Bhagabandh, Dhandabar, Alkusa, Bandhdih and Siyaljori villager(s) is enclosed as annexure -01
- (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 Gram 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.
- (g) the applicants will comply with the instructions issued by the Department of Revenue and Land Reforms and Forest Department. In the event of violation of instructions necessary action will be taken as per law.
- (h) In case of any order passed by Honorable Supreme Court/ High court in respect to Forest land the agency will adhere to it.
- (i) In case of violation of term & condition by agency the decision of the State Government will be final in this regards.


30/01/19
District Welfare Officer
Bokaro.

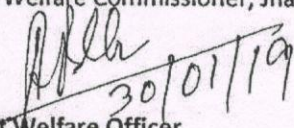

30/01/19
Divisional Forest Officer
Bokaro.

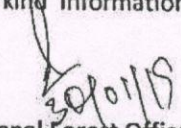

30/01/19
District Collector
Bokaro.


Memo No. 77 / (Wel), Dated 30 / 01 / 2019.


Copy To :-

1. Dy. C.E.O, Electrosteel Steels Limited for information and necessary action.
2. Additional Collector, Bokaro for information and necessary action.
3. Divisional Forest Officer, Bokaro, for information and necessary action.
4. Commissioner North Chhotanagpur Division Hazaribag for kind information.
5. Special Secretary to Government Revenue and Land Reform Deptt. Jharkhand, Ranchi for information.
6. Tribal Welfare Commissioner, Jharkhand, Ranchi for kind information.


30/01/19
District Welfare Officer
Bokaro.


30/01/19
Divisional Forest Officer
Bokaro.


30/01/19
District Collector
Bokaro.

For Electrosteel Steels Ltd.

Pankaj Malhan
Dy. C.E.O.
Authorised Signatory

F. No.11-43/2013-FC
Government of India
Ministry of Environment & Forests
(FC Division)

Indira Paryavaran Bhawan,
Aliganj, Jorbagh Road,
New Delhi - 110003

Dated: 3rd December, 2018

To,
The Principal Secretary (Forests),
Government of Maharashtra,
Mantralaya Mumbai.

Sub: **Compliance of the Scheduled Tribes and Other Traditional Forest Dwellers
(Recognition of Forest Rights) Act, 2006.**

Sir,

Please find enclosed a copy of D. O No. no. 43012-15-2018-CPAM dated 26.10.2018 as received from Secretary, Ministry of Coal, Shastri Bhawan, New Delhi intimating that the Western Coalfield Limited informed that the proposal of Stage-I (In-Principle) approval for diversion of Forest Land under Forest (Conservation) Act, 1980 for Coal Mining Projects in State Of Maharashtra are stalled at various levels of State Forest Department for want of certificate in compliance to circular issued by Govt. of Maharashtra, Department of Revenue & Forests dtd. 23.02.2016 directing not to forwarding the proposals for Stage-I FC approval without necessary compliance of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006, whereas, the Forest (Conservation) Amendment Rules, 2016 with regard to FRA states 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;*

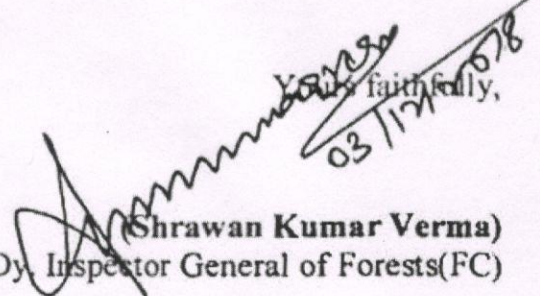
(f) the entire process referred to in clause (e) shall be completed by the District Collector within the time period stipulated in these rules for grant of in-principle approval under the Act to the proposal;

For Electrosteel Steels Ltd.
Pankaj Malhan
Dy. C.E.O.
Authorised Signatory

Accordingly, it is clarified that within the time period stipulated for compliance of stage-I 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.

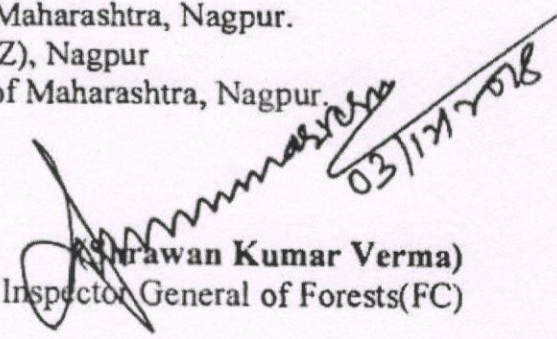
In view of above, the State Govt. of Maharashtra is requested to adhere the provisions contained in Forest (Conservation) Amendment Rules, 2016 for FRA purpose while forwarding the proposal for seeking prior approval under Section 2 of Forest(Conservation) Act,1980 to this Ministry for consideration.

Encl.as above.


Yours faithfully,
03/12/2018
(Shrawan Kumar Verma)
Dy. Inspector General of Forests(FC)

Copy to:

1. The Secretary, Ministry of Coal, Shastri Bhawan, New Delhi.
2. The Principal Chief Conservator of Forests, Government of Maharashtra, Nagpur.
3. The Addl. PCCF (Central), MoEF&CC, Regional Office (WZ), Nagpur
4. The Nodal Officer (FCA), Forest Department, Government of Maharashtra, Nagpur.
5. Monitoring Cell of FC Division, MoEF&CC, New Delhi.
6. Guard File.


03/12/2018
(Shrawan Kumar Verma)
Dy. Inspector General of Forests(FC)

For Electrosteel Steels Ltd.


Pankaj Malhan
Dy. C.E.O.
Authorised Signatory