

Government of India
Ministry of Steel and Mines
Department of Mines
....

Registered

New Delhi, the

April, 1988

No. 2/57/88-M.IV.

To,

The Secretary to the Govt. of Bihar,
Department of Mines and Geology,
Patna.

Sub:-

Grant of renewal of mining lease for uranium ore
over an area of 1312.62 acres in villages Ichra,
Mechuya Bhatin and Tilaitand of Singhbhum District
in favour of M/s. Uranium Corporation of India Ltd.

Sir,

I am directed to refer to your letter No. B/M6-
1051/87-640/M dated 20.1.1988, on the above subject and
to convey the approval of the Central Govt., under Section
198(2) of the Mines and Minerals (Regulation & Development)
Act, 1957 to the grant of first renewal of mining lease
for Uranium Ore over an area of 1312.62 acres in villages
Ichra, Mechuya Bhatin and Tilaitand of Singhbhum District
in favour of M/s. Uranium Corporation of India Ltd. for
a further period of 10 years w.e.f. 16.10.1987 subject to
the party submitting an approved mining plan.

2. A copy of the orders passed by the State Govt.
in the matter may kindly be furnished to this Department
for records.

Yours faithfully

(K.C. Ratawal)

Deputy Secretary to the Govt. of India

Copy for Govt. of India

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कार्यालय : क्षेत्रीय मुख्य वन संरक्षक, सिंहभूम, जमशेदपुर।

(वन भवन, सी०एच० एरिया, (नॉर्थ-वेस्ट), पारसी आरामगाह एवं साई मन्दिर के पास, पो०-सोनारी, जमशेदपुर-831011)

दूरभाष संख्या- 0657-2222995, फ़ैक्स-0657-2220153, ई-मेल- rccf.jsr@gmail.com



जहाँ है हरियाली ।
वहाँ है खुशामती ॥

पत्रांक..... / जमशेदपुर -11, दिनांक..... /

To,

Sri D. Acharya,
Chairman-Cum-Managing Director,
M/s U.C.I.L., Jadugora,
East Singhbhum.

Sub :-

Status of Forest (Conservation) Act regarding Jadugora mining project in favour of UCIL in Singhbhum East District.

Sir,

It is to inform you that I have personally came to U.C.I.L , Narva on 7.9.2014 to discuss the forest issues at Narva but the officers informed that due to Sunday holiday record is not available. After that I have fixed meeting on 24.9.2014 in my office, but you have not attend the meeting, and Mr. P.P. Sharma, D.G.M., Mines was present. He explained in details the geological processes how the Uranium ore comes out by volcanic eruption with other minerals. He said that there are 7 mines under UCIL namely Jadugora, Bhatin, Narwapahar, Turamdih, Banduhurang, Mahuldiha and Bagjata. The western border is Bagjata and it spreads about 170 Km. toward east. He also discussed about the mining lease deed and application of F.C. Act of the Jadugora mines.

As per record available in the office the details of Jadugora Uranium mining lease status is as follows :

1. Jadugora mines is operated by UCIL for extracting uranium mineral which comes under the 1st schedule specified mineral part B atomic minerals, and as per Mines and Minerals (Regulation and development Act 1957) and amendments section -8(1) the maximum period for which "Mining lease granted shall not exceed 30 years".

Section -8(2) -- Mining lease may be renewed for a period not exceeding 20 years

2. As per information provided by Sri P.P. Sharma, D.G.M. (Mines) the original lease granted for an area 528.19 hect. for 20 years from 16.10.1967 to 15.10.1987. Out of this 134.424 hect. is forest land and rest 393.776 hect. is non-forest land. The UCIL should submit details of land records and copy of original lease deed.
3. The Ministry of Steel and Mines Govt. of India, New Delhi vide letter no 2/57/88-M-IV, dated 5th April, 1989 granted 1st renewal of mining leases for uranium ore for over an area of

1312.62 Acre in village Ichra, Bhatin and Tiliatan of Singhbhum district for 10 years from 16.10.1987 to 15.10.1997 with the condition of approved mining plan.

4. A lease deed for the 1st renewal has been signed on 31st January, 1987 for an area of 1312.62 Acre in villages – Ichra, Bhatin and Tiliatan of Singhbhum district by the Deputy Commissioner, Singhbhum, Chaibasa and Company Secretary, UCIL with the condition that the lease deed is subject to approval under Forest (Conservation) Act. However UCIL has not obtained permission under Forest (Conservation) Act, 1980 even UCIL has submitted proposal for diversion of Forest land in 1994 – As such UCIL has carried mining operation from 1987 in violation of the Forest (Conservation) Act.
5. The UCIL has submitted diversion proposal for Jadugora mining project for diversion of 53.87 hect. of surface forest land and 100.681 hect. of forest land for underground mining for Jadugora mining project. The details are as follows :-

(क)	भाटीन एवं जादुगोड़ा में खनन कार्यों के लिए आवश्यक वन भूमि	—	16.154 हे०
(ख)	रासायनिक अवशेष के निस्तार के लिए पूर्व से उपयोग में लायी जा रही वनभूमि का क्षेत्रफल	—	16.07 हे०
(ग)	सी वेज ट्रीटमेन्ट प्लान्ट के लिए पूर्व से उपयोग में लाई जा रही वनभूमि का क्षेत्रफल	—	1.1519 हे०
	कुल	—	33.743 हे०
(घ)	रासायनिक अवशेष के निस्तार के लिए लीज क्षेत्र के बाहर पूर्व से उपयोग में लाई जा रही वनभूमि का क्षेत्रफल	—	15.70 हे०
(ङ)	रासायनिक अवशेष के निस्तार के लिए प्रस्तावित नये वनभूमि का क्षेत्रफल	—	4.34 हे०
	कुल वनभूमि का क्षेत्रफल	—	53.783 हे०

उपरोक्त तालिका से स्पष्ट है कि वन (संरक्षण) अधिनियम, 1980 के लागू होने के पूर्व से 53.743 हे० वनभूमि यूरेनियम कॉरपोरेशन ऑफ इण्डिया लिमिटेड द्वारा प्रयोग में लाई जा रही है ।

प्रस्ताव में यह स्पष्ट नहीं है कि लीज क्षेत्र के बाहर की वनभूमि (15.70 हे०) को प्रयोग रासायनिक अवशेष के निस्तार के लिए कब से किया जा रहा है एवं वन विभाग कब अपनी सहमति इस कार्यालय के लिए प्रदान की थी ।

प्रधान मुख्य वन संरक्षक, बिहार प्रस्ताव की कंडिका – 12 का अवलोकन करना चाहेंगे, जिसमें स्पष्ट है कि यूरेनियम कॉरपोरेशन ऑफ इण्डिया ने Environment Clearance के लिए आवेदन पत्र नहीं दिया है । वन (संरक्षण) अधिनियम, 1980 के प्रावधान के अनुरूप यूरेनियम कॉरपोरेशन ऑफ इण्डिया लिमिटेड को

Environment Clearance लेना होगा । प्रतिष्ठान यह कथन कि यह नवीकरण का मामला है इसमें Environment Clearance की आवश्यकता नहीं है, विधिमान्य नहीं है ।

6. The Govt. of India has granted principal approval for diversion of 53.783 hect. surface forest land and 100.681 hect. for underground mining vide letter no 8-49/97 FC, dated 24.7.1997 with following conditions :

- (i) Immediate action should be taken for transfer and mutation of 4.34 ha. of non-forest land in favour of State Forest Department.
- (ii) The user agency will transfer the cost of compensatory afforestation over 4.34 ha. of non-forest land (revised as on date to incorporate existing wage structure) in favour of the State Forest Department.
- (iii) The user agency will transfer the cost of penal compensatory afforestation (revised as on dated to incorporate existing wage structure) over 31.40 ha. of degraded forest land in favour of Forest Department..

7. However the compliance report submitted by UCIL was incomplete because the user agency, has not given 4.34 ha. non -forest land as per condition imposed by MoEF and instead of that the user agency deposited C.A. money on double degraded forest land.

8. The State Govt. has submitted compliance of Principal approval and the final was approval granted by MoEF vide letter no. 8-49/97 FC, dated 20.4.1998 with certain conditions.

- (i) Legal status of forest land shall remain unchanged.
- (ii) Compensatory afforestation shall be raised over double the degraded forest land, i.e. 8.68 ha. at the cost of user agency.
- (iii) Penal compensatory afforestation shall be raised over 31.40 ha. of degraded forest land at the cost of user agency.
- (iv) Free fuel wood / alternate energy sources will be provided to labourers working at project site and no labour camp shall be made in forest area.
- (v) Encroachment by labourers shall be checked.
- (vi) The user agency will provide adequate facilities to the Forest Department for preventing forest fire in the adjoining forest areas.
- (vii) The user agency will also provide drinking water to the field staff engaged in protection of forest in that area.
- (viii) The protection and regeneration of the safety zone shall be carried out at the project cost. Further, equivalent plantation over degraded forest land equivalent plantation to one and half time of safety zone area will be carried out at the project cost.

(ix) The forest land shall not be used for any purpose other than that specified in the proposal.

(x) Any other condition that the State Government may impose from time to time for the protection and improvement of flora and fauna in the forest area.

9. In this final approval Govt. of India has not mentioned the period of diversion of forest land but it is ex-postfacto sanction because the diversion of forest land is due from 16.10.1987 and the mining operation was carried out in violation of Forest (Conservation) Act., therefore penal C.A. was imposed by the MoEF in the approval. Further the diversion of forest land is co-terminus with lease period. Thus the diversion accorded by Govt. of India is valid upto 1st renewal period i.e. 15.10.1997. The mining operation carried out after 18.10.1997 is violation of Forest (Conservation) Act on forest land.
10. The Deputy General Manager has informed that the proposal for 2nd renewal was submitted to office of the D.F.O., Jamshedpur, Shri Arvind Gupta, A.C.F., Jamshedpur Forest Division present in the meeting informed that the proposal was incomplete. The D.F.O. is instructed to forward the complete proposal of UCIL for 2nd renewal within 10 days otherwise it will return back to user agency. Since uranium mineral is used for atomic power generation in atomic power plants and user agency is Govt. of India undertaking. So the proposal should be given top priority.
11. As per available record the UCIL has operated the mines after 16.10.1997, is violation of F.C. Act. The G.M., D.G.M. of U.C.I.L. and other officers are responsible for it. At the same time D.F.O. and C.F. are also responsible because they have not checked the F.C. Act violation. They are directed to stop completely the non-forestry activities on forest land even after lease has been renewed as published in news papers. The UCIL authority are also requested to submit complete proposal under F.C. Act for diversion of forest land. Since the uranium is used as fuel in atomic power plants therefore an advanced planning should be required for diversion of forest land but they have carried mining operation on forest land after 16.10.1997 without diversion of forest. It is expected from U.C.I.L officers should obey F.C. Act and Hon'ble Supreme Court direction as responsible citizen / public servant.

Yours faithfully,

Sd/-

Regional Chief Conservator of Forests,
Singhbhum, Jamshedpur

18/7

Sale

18/7

Memo No. 1618

Dated - 12-10-14

Copy forwarded to the Divisional Forest Officer, Jamshedpur Forest Division,

Jamshedpur and Conservator of Forests, Territorial Circle, Jamshedpur for compliance.

12/10/2014

Regional Chief Conservator of Forests,
Singbhum, Jamshedpur

1st stage

Telegram : PAR : ARAN
NEW DELHI

इलभाप :

Telephone :

टेलिक्स (द्विभाषीय) :

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FAX : 4360678

भारत सरकार

पर्यावरण एवं वन मंत्रालय

GOVERNMENT OF INDIA

MINISTRY OF ENVIRONMENT & FOREST

पर्यावरण भवन, सी० जी० बी० कॉम्प्लेक्स

PARYAVARAN BHAWAN, CGO COMPLE

लोदी रोड, नई दिल्ली-110003

LODHI ROAD, NEW DELHI-110003

Dated: 24.07.1997 ✓

No.8-49/97-FC

To

The Secretary (Forester),
Govt. of Bihar,
PAINA.

Sub:- Diversion of 53.783 ha. of surfate forest land and
100.681 ha. of forest land for underground mining
for Jadugoda Mining Project of M/s. Uranium Corpo-
ration of India Ltd. in Singhbhum district of Bihar.

Sir,

I am directed to refer to your letter No. Van Bhu Khanar
28/97-268-E/V.P. dated 3.3.97 on the above mentioned subject
seeking prior approval of the Central Government in accordance
with Section-2 of the Forest (Conservation) Act, 1980.

After careful consideration of the proposal of the State
Government, the Central Government, hereby, agrees in principle
for diversion of 53.783 ha. of surface forest land and 100.68
ha. of forest land for underground mining for Jadugoda Mining
Project of M/s. Uranium Corporation of India Ltd. in Singhbhum
district, subject to fulfilment of following conditions :-

- (i) Immediate action should be taken for transfer and muta-
tion of 4.34 ha. of non-forest land in favour of State Fore
Department.
- (ii) The user agency will transfer the cost of compensatory
afforestation over 4.34 ha. of non-forest land (revised
as on date to incorporate existing wage structure) in
favour of the State Forest Department.
- (iii) The user agency will transfer the cost of penal compen-
satory afforestation (revised as on dated to incorporate
existing wage structure) over 31.40 ha. of degraded to
land in favour of Forest Department.

Contd...2/10...

After receipt of compliance report on the fulfilment of the above conditions from the State Govt., formal approval will be issued in this regard under Section-2 of the Forest (Conservation) Act, 1980. Transfer of forest land to user agency should not be effected by the State Govt. till formal orders approving diversion of forest land are issued by the Central Govt. However, the user agency may be allowed to work in already broken up area for a period of nine months during which compliance of above conditions must be ensured.

Yours faithfully,

(A.N. SHARAN)

Asstt. Inspector General of Forests

Copy to:-

1. Principal Chief Conservator of Forests, Govt. of Bihar, Ranchi.
2. Notal Officer, Office of PCCF, Govt. of Bihar, Ranchi.
3. The CCF (Central), Regional Office, Bhubaneswar.
4. RO(HQ), New Delhi.
5. Guard File.

(Signature)
25.7.21

(A.N. SHARAN)

Asstt. Inspector General of Forests

Handwritten initials



IInd stage

NO-0

तार :
Telegram : PARYAVARAN
NEW DELHI

दूरभाष :
Telephone :
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FAX :

(1234)
(68)

कार्यालय रॉची
2 MAY 1998
प्रधान मुख्य वन संरक्षक बिहार
संख्या 305

भारत सरकार
पर्यावरण एवं वन मंत्रालय
GOVERNMENT OF INDIA
MINISTRY OF ENVIRONMENT & FORESTS
पर्यावरण भवन, सी. जी. ओ. कॉम्प्लेक्स
PARYAVARAN BHAVAN, C.G.O. COMPLEX
लोदी रोड, नई दिल्ली-110003
LODHI ROAD, NEW DELHI-110003

Dated: 20.04.1998

No. 8-49/97-FC

To
The Secretary (Forests),
Govt. of Bihar,
PATNA.

Sub:- Diversion of 53.783 ha. of surface forest land and 100.681 ha. of forest land for underground mining for Jadugoda Mining Project of M/s. Uranium Corporation of India Ltd. in district Singhbhum of Bihar.

Sir,
I am directed to refer to your letter No. Van Bhu Khanan 28/97-268-E/V.P. dated 3.3.97 on the above mentioned subject seeking prior approval of the Central Government in accordance with Section-2 of the Forest (Conservation) Act, 1980.

After careful consideration of the proposal of the State Government, The Central Government, hereby, conveys its approval under Section-2 of the Forest (Conservation) Act, for diversion of 53.783 ha. of surface forest land and 100.681 ha. of forest land for underground mining for Jadugoda Mining Project of M/s. Uranium Corporation of India Ltd. in district Singhbhum of Bihar, subject to fulfilment of following conditions :-

- (i) Legal status of forest land shall remain unchanged.
- (ii) Compensatory afforestation shall be raised over double the degraded forest land, i.e., 8.68 ha. at the cost of user agency.
- (iii) Penal compensatory afforestation shall be raised over 31.40 ha. of degraded forest land at the cost of user agency.
- (iv) Free fuelwood/alternate energy sources will be provided to labourers working at project site and no labour camp shall be made in forest area.

Page 2/p...

(v) Encroachment by labourers shall be checked.

(vi) The user agency will provide adequate facilities to the Forest Department for preventing forest fire in the adjoining forest areas.

(vii) The user agency will also provide drinking water to the Forest staff engaged in protection of forest in that area.

Protection and regeneration of the safety zone shall be carried out at the project cost. Further, an afforestation plantation over degraded forest land equivalent to one and a half times of safety zone area will be carried out at the project cost.

The forest land shall not be used for any purpose other than that specified in the proposal.

As a condition that the State Government may impose time to time for the protection and improvement of forest land in the forest area.

Yours faithfully

(V.B. KUMAR)
ASSTT. INSPECTOR GENERAL OF FORESTS

✓
Chief Conservator of Forests, Govt. of Bihar,
Ranchi.

Head Office, Office of PCCF, Govt. of Bihar, Ranchi.

The CCF (Central), Regional Office, Bhubaneswar.

RO (HQ), New Delhi.

Encl. 1.

V.B. Kumar
20/4/98
(V.B. KUMAR)
ASSTT. INSPECTOR GENERAL OF FORESTS

