

Above CA land has been transferred and mutated in favour of Forest Department. The Deputy Conservator of Forests, Raichur Division, Raichur has issued letter regarding suitability for Afforestation of the said CA land. The M/s. JSW Steel Limited, Toranagallu has agreed to make payment towards Compensatory Afforestation charges. Further, UA has given undertaking the effect that this land is identified for this project and is not proposed against any other FC proposals.

- d. Certificate in Form-I under Forest Rights Act-2006 from the Deputy Commissioner, Ballari is not submitted by the User Agency. In this regard, M/s. JSW Steel Limited, Toranagallu has requested the Deputy Commissioner, Ballari vide their letter Dt. 07.02.2020.

In view of above facts, the proposal has been examined and submitted for consideration under Section-2 of Forest (Conservation) Act, 1980 with following documents. This is for your kind information and necessary action.

Yours Faithfully,

Sd/-

Deputy Conservator of Forests
Ballari Division, Ballari

Copy submitted to the Principal Chief Conservator of Forests (Forest Conservation), Bangalore for kind information.

Deputy Conservator of Forests
Ballari Division, Ballari



OFFICE OF THE DEPUTY CONSERVATOR OF FOREST
BALLARI DIVISION, BALLARI

No.M1/MNG/JSW/ML No.008(995)/Approach Road/2019-20

Dated: 10.08.2020

To,

The Chief Conservator of Forests,
Ballari Circle, Ballari

Sir,

Sub: Diversion of 1.4406 ha of forest land for approach road to and from Ubbalagandi Iron ore mine ML No. 008 in Ubbalagandi Extn RF of Ubbalagandi Village, Ballari Range, Sandur Taluk, Ballari District, Karnataka in favour of M/s. JSW Steel Limited, Toranagallu (**Online Application No. FP/KA/39765/2019 (Form-A) – Reg.**)

- Ref: 1) Online Application No. FP/KA/39765/2019 (Form-A).
2) Online proposal received from the Nodal Officer and Additional Principal Chief Conservator of Forests (Forest Conservation), Bengaluru on 07.02.2020
3) This office even number letter Dt. 24.02.2020
4) Letter No.ACF/TA/JSW-995/Approach road/2020-21 Dt. 02.07.2020 of the Assistant Conservator of Forests, Ballari Sub-Division, Ballari.

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With reference to the above subject, M/s. JSW Steel Limited, Toranagallu has submitted an online application for Diversion of 1.4406 ha of forest land for approach road to and from Ubbalagandi Iron ore mine (ML No.008) in Ubbalagandi Extn RF of Ubbalagandi Village, Ballari Range, Sandur Taluk, Ballari District vide Ref (1) above. The Nodal officer and Additional Principal Chief Conservator of Forests (Forest Conservation), Bengaluru has scrutinized and forwarded the same in the online portal. The UA has submitted hard copy of the proposal vide reference (2).

In pursuance to the same the office of the undersigned directed the Assistant Conservator of Forests, Ballari and Range Forest officer, Ballari Range, Ballari to verify the proposal in accordance with the rules and to submit a report. Accordingly, a joint survey involving officers from Forest, Revenue and Mines & Geology Department was organised on 29.02.2020. A detailed report in this regard was submitted to the undersigned vide letter reference (4). The observations made in the said report and the observations made during a personal site visit on 31.07.2020 are summarised as hereunder;

About the mining lease: The Mining lease was sanctioned in favour of M/s Mysore Minerals Ltd. under Forest (Conservation) Act, 1980 by the Government of India vide Letter No. 4-KRC-032/2004-BAN Dt. 01.04.2005 & 15.05.2006 and Government of Karnataka vide order No. FEE 51 FFM-2004 Dt. 12.07.2006 over an area of 33.60 Ha in DM Block, Sandur taluk for the period of 20 years co-terminus with the lease granted under MMDR Act, 1957 i.e. upto 28.09.2020 in favour of M/s. Mysore Minerals Limited, Bangalore.

CEC has conducted a joint survey and categorised the said mine as Category-‘C’ mine in pursuance of the directives of Hon’ble Supreme Court in W.P.No.562/2009. Subsequently, the Mining Lease was cancelled as per the Hon’ble Supreme Court order Dt:18.04.2013. Further in accordance with the direction of the Hon’ble Supreme Court vide its order Dt. 18.04.2013, the leased mining area has been e-auctioned by the Department of Mines & Geology. M/s. JSW Steel Limited, Toranagallu has been declared as successful bidder of ML No. 995 (C-category mine) through e-auction over an extent of 32.89 ha of Forest land vide letter Dt:06.10.2018 of Director, Department of Mines & Geology, Bangalore.

On the recommendations of the Principal Chief Conservator of Forests (Head of Forest Force), Bengaluru and the Government of Karnataka, the Ministry of Environment, Forests and Climate Change (MoEF&CC), Government of India, New Delhi has accorded approval for transfer of FC for diversion of 32.89 ha of forest land for mining in favour of the Lessee under the provisions of section-2 of Forest (Conservation) Act- 1980 (vide Letter No. 4-KRC032/2004 – BAN/334 Dt. 27.05.2019) for transfer of FC. This approval shall be valid (with various other conditions) for a period of deemed extension of lease of erstwhile user agency as could have been provided under the provisions of MMDR Amendment Act, 2015 which is **till 28.09.2020**. The Government of Karnataka vide Order No. FEE 01 FMM 2019 Dt. 13-11-2019 has further accorded sanction for transfer of FC for diversion of 32.89 ha of forest land for mining in favour of the M/s JSW Steel Limited, Torangallu in Donimalai (DM) Block, Sandur taluk, Ballari district.

Other important observations regarding the proposal: Following are various other observations made upon perusal of the facts available in the office file, based on the report submitted by the field officers and during the spot inspection;

- a. **Extent of proposal:** According to the joint survey report the total land area required for the proposed approach road is 2.353 Ha of which **1.4406 Ha is in Ubbalagundi Extn RF** and the rest 0.9124 ha in adjoining revenue land. Part of the proposed forest area (1.41 Ha) is being used as approach road for transportation of iron ore from the operational mine by M/s. JSW Steel Ltd under authorization of the Government of Karnataka (Temporary permission accorded vide letter No. APAJI-01 FFM-2019 Dt. 06.02.2020).
- b. **Net Present Value (NPV):** M/s. JSW Steel Limited, Toranagallu has submitted an undertaking for remittance of Net Present Value (NPV) for 1.4406 Ha of Forest Land as per the orders of the Hon’ble Supreme Court of India Dt. 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 Dt. 05.02.2009.
- c. **Compensatory Afforestation (CA): Details of the Compensatory Afforestation land identified by the User Agency (M/s. JSW Steel Limited, Toranagallu) in this proposal are tabulated as hereunder;**

Sl. No.	District	Taluk	Village	Survey number	Extent proposed (In Ha)
1	Raichur	Lingasuguru	Halbhavi	142/1	2.166