

वेस्टर्न कोलफील्ड्स लिमिटेड,

(भारत सरकार का मिनिरल श्रेणी-1 उपक्रम)

क्षेत्रीय महाप्रबंधक कार्यालय,

पेंच क्षेत्र (परासिया), तह: परासिया

जि: छिन्दवाड़ा-४८०४४१



Western Coalfields Limited,

(A Miniratna Cat.1 Gov. of India Undertaking)

Office of the Area General Manager,

Pench Area – (Parasia), Th: Parasia

Dist: Chhindwara - 480441

Ph. No: 07161-220058 [Fax:07161-220065]

CIN No: U10100MH1975GO1018626

Website: <http://westerncoal.in> / e-mail : wclpench111@gmail.com

संदर्भ क्र: वेकोलि/पेंच क्षेत्र/क्षे.महाप्र/सचिव/२०-२१/

दि: २९.१२.२०२०

प्रति,

मा. अपर प्रधान मुख्य वन संरक्षक महोदय(भू/प्रबंध),

सरपुड़ा भवन, प्रथम तल,

भोपाल (म०प्र)

विषय: Compliance report - Diversion of 54.639 Ha. of Revenue Forest Land in favour of M/s Western Coalfields Limited for Jamunia Pathar Underground Coal Mining Project in West Chhindwara District under the Chhindwara Forest Division, Madhya Pradesh State. (Proposal No: FP/MP/MIN/10885/2015)

मा. महोदय,

This has reference to the Stage – I forestry Clearance for **Diversion of 54.639 Ha. of Revenue Forest Land in favour of M/s Western Coalfields Limited for Jamunia Pathar Underground Coal Mining Project in West Chhindwara District under the Chhindwara Forest Division, Madhya Pradesh State vide Proposal No: FP/MP/MIN/10885/2015.**

In pursuance of the condition as referred vide letter No: F. No: 8-47/2017-FC from MoEF, New Delhi, kindly find enclosed herewith the compliance report in two sets along with all the undertakings to the applicable conditions as per the Stage – I Forestry Clearance to the laid down conditions in respect of Jamunia UG Mine, of M/s WCL, Pench Area.

We most humbly request your good office to kindly accept the compliance report along with the undertakings of the conditions laid down as per Stage – I forestry clearance and other annexure in respect of Jamunia UG Mine, Pench Area and oblige.

This is for your kind information and necessary action at your end please.

Thanking you.

संलग्न : उपरोक्तानुसार (2 प्रति)

भवदीय,

क्षेत्रीय महाप्रबंधक,
वेकोलि, पेंच क्षेत्र,

वेस्टर्न कोलफील्ड्स लिमिटेड,
(भारत सरकार का मिनिरात्न श्रेणी-1 उपक्रम)
क्षेत्रीय महाप्रबंधक कार्यालय,
पेंच क्षेत्र (परासिया), तह: परासिया
जि: छिन्दवाड़ा-460889



Western Coalfields Limited,
(A Miniratna Cat.1 Gov. of India Undertaking)
Office of the Area General Manager,
Pench Area – (Parasia), Th: Parasia
Dist: Chhindwara - 480441
Ph. No: 07161-220058 [Fax:07161-220065]
CIN No: U10100MH1975GO1018626

Website: <http://westerncoal.in> / e-mail : wclpench111@gmail.com

संदर्भ क्र: वेकोलि/पेंच क्षेत्र/क्षे.महाप्र/सचिव/२०-२१/

दि: २१.१२.२०२०

विषय: Diversion of 54.639 Ha. of Revenue Forest Land in favour of M/s Western Coalfields Limited for Jamunia Pathar Underground Coal Mining Project in West Chhindwara District under the Chhindwara Forest Division, Madhya Pradesh State. (Proposal No: FP/MP/MIN/10885/2015)

Compliance of the conditions.

S.N	Condition	Compliance
i	Legal status of the diverted forest land shall remain unchanged	This condition is noted and accepted by the User Agency i.e. WCL, Pench Area. The Legal Status of the diverted forest land shall remain unchanged. An undertaking for the same is being enclosed as Annex. (1)
ii	No opening and breaking of land for mining will be done in Forest Area. In case of any damage to surface by way of underground work, the company shall pay all damages and recoveries.	The condition is noted and accepted by the User Agency i.e. WCL, Pench Area. No opening and breaking of land for mining purpose will be done in forest area. The User Agency i.e. WCL Pench Area is ready to pay all damages and recoveries in case of any damage caused to surface by way of underground work. An undertaking for the same is being enclosed as Annex. (2)
iii	The forest clearance will be for 20 Yrs. from the date of issue of final stage – II clearance.	The condition is noted and accepted by the User Agency i.e. WCL, Pench Area. The forest clearance will be for 20 (Twenty) Yrs. from the date of issue of final Stage – II clearance. An undertaking for the same is being enclosed as Annex. (3)
iv	The User Agency shall maintain the boundary of the mine with green belt of at least three rows of trees of local species.	The condition is noted and accepted by the User Agency i.e. WCL, Pench Area. An undertaking for the same is being enclosed as Annex. (4)
v	The whole forestland in the mining leases area will be planted with local species in consultation and association with the forest department at the cost of user agency. The user agency will prepare afforestation scheme for surface area and submit before Stage – II clearance and deposit the fund in compensatory afforestation fund managed by CAMPA.	The condition is noted and accepted by the User Agency i.e. WCL, Pench Area. An undertaking for the same is being enclosed as Annex. (5)
vi	The User Agency shall keep adequate protection measures not to damage any nala/river/small stream/ dams during the underground mine and shall maintain the	The condition is noted and accepted by the User Agency i.e. WCL, Pench Area. An undertaking for the same has already been

	mine with green belt of 50meter with at least three rows of trees on both side of nala/river/small stream.	enclosed against Condition No: IV (Annex. 4)
vii	The rights of the people allotted under FRA, 2006 shall be settled by following due procedure prescribed under the Right to Fair Compensation and Transparency in Land Acquisition Rehabilitation and Resettlement Act, 2013 whichever applicable. The provisions of FRA 2006 shall be complied by the State Government.	The complete compliance of FRA, 2006 has already been completed and no claim/rights have been recognized by the State Govt. of Madhya Pradesh. A copy of the complete compliance of FRA, 2006 duly certified by Collector, Chhindwara is enclosed as Annex. (6)
viii	The User Agency will provide the certified copy of approve 3D modeling for the project depicting the maximum tensile strength as per the approved 3D modeling and the width of surface cracks as per the approved 3D modeling.	The certified copy of the approved 3D subsidence modeling of the project is enclosed as Annex. (7)
ix	The ground area over the mine shall not be allowed to be used for construction of residential buildings.	The condition is noted and accepted by the User Agency i.e. WCL, Pench Area. An undertaking for the same is being enclosed as Annex. (8)
x	State Government shall ensure that green cover on the ground over the underground part of mine shall be maintained as forest and supplemented by plantation in gaps at the cost of user agency.	Agreed. An undertaking for bearing the cost of Gap Plantation for ensuring the green cover on the ground over the underground part of the mine is being enclose as Annex. (9)
xi	The User Agency shall transfer online, the admissible Net Present Value (NPV) of the forest land being diverted under this proposal, 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. The requisite funds shall be transferred through online portal into Ad-hoc CAMPA account of the State Government.	NPV amount of Rs. 2,19,37,559.00 has been deposited in the CAMPA account online through e-portal.
xii	At the time of payment of the Net Present Value (NPV) at the then prevailing rate, the User Agency shall furnish an undertaking to pay the additional amount of NPV, if so determined as per the final decision of Supreme Court of India.	The condition is noted and accepted by the User Agency i.e. WCL, Pench Area. An undertaking for paying the additional amount of NPV, if so determined as per the final decision of Supreme Court of India is being enclosed as Annex. (10)
xiii	Fencing, protection and regeneration of the safety zone area [7.5 meters strip shall be kept within the mining lease boundary and area of the safety zone shall be part of the total area of mining lease as per the Ministry's guidelines dated 27.05.2005] shall be done within three years at the project cost from the issue of Stage – II Clearance. Besides this afforestation on degraded forest land to be selected elsewhere measuring one and a half times the area under safety zone shall also be done at the project cost. The degraded forest land (DFL) so selected will be informed to the MoEF & CC with shape files and afforestation will be done within three years from the date of Stage – II clearance and maintained thereafter in accordance with the approved Plan in consultation with the State Forest Department.	The User Agency agrees to undertake regeneration of the Safety Zone Area within three yrs. of issue of Stage – II clearance. The User Agency also agrees to undertake afforestation of degraded forest land. (Annex. 11)
xiv	Any fund received from the user agency	Agreed. All the payments have been done online

	under the project and deposited in the State Forest department account, except the funds realized for regeneration/demarcation of safety zone, shall be transferred through online portal into Ad-hoc CAMPA account of the State concerned.	through e-portal.
xv	The User Agency shall obtain the Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986 if required.	Environmental Clearance has been obtained vide J-11015/67/2019-1A.II(M) dt: 31/12/2012. Copy of the same is enclosed as Annex. (12) . Amendment in EC has been sought vide letter No: वेकोलि/मुख्यालय/पर्यावरण/233-235 dt: 06-03-2019 addressed to Dr. S K Shrivastava, Scientist/ Add. Director, MoEF, New Delhi. Copy of the same is enclosed as Annex. (13)
xvi	No labour camp shall be established on the forest land.	The condition is noted and accepted by the User Agency i.e. WCL, Pench Area. An undertaking of the same is being enclosed as Annex. (14)
xvii	The User Agency shall provide fuels preferably alternate fuels to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas.	The condition is noted and accepted by the User Agency i.e. WCL, Pench Area. An undertaking of the same is being enclosed as Annex. (15)
xviii	The boundary of the diverted forest land, mining lease and safety zone as applicable shall be demarcated on ground at the project cost, by erecting four feet high reinforced cement concrete pillars, each inscribed with the serial number, distance from pillar to pillar and GPS co-ordinates.	The condition is noted and accepted by the User Agency i.e. WCL, Pench Area. An undertaking of the same is being enclosed as Annex. (16)
xix	The concurrent reclamation plan as per the approved mining plan shall be executed by the User Agency from the very first year and as annual report on implantation thereof shall be submitted to the Nodal Officer, Forest (Conservation) Act, 1980 in the concerned State Government and the concerned Regional Office of the Ministry. If it is found from the annual report that the activities indicated in the concurrent reclamation plan are not being executed by the User Agency, the Nodal Officer or the concerned Addl. Pr. Chief Conservator of Forests (Central) of Regional Office, may direct that the mining activities shall remain suspended till such time, such reclamation activities area satisfactorily executed.	The reclamation is not required for this project as it is an Underground Coal Mining Project.
xx	The layout plan of the mining plan/proposal shall not be changed without the prior approval of the Central Government.	The condition is noted and accepted by the User Agency i.e. WCL, Pench Area. An undertaking for the same is being enclosed as Annex. (17)
xxi	The Forest land shall not be used for any other purpose other than that specified in the proposal.	The condition is noted and accepted by the User Agency i.e. WCL, Pench Area. An undertaking for the same is being enclosed as Annex. (18)
xxii	The forest land proposed to be diverted shall under no circumstance be transferred to any other agency, department or person without prior approval of the Central Government.	The condition is noted and accepted by the User Agency i.e. WCL, Pench Area. An undertaking for the same is being enclosed as Annex. (19)
xxiii	No damage to the flora and fauna of the	The project is of Underground Coal Mining and

	adjoining area shall be caused.	as such would not cause any damage to the Flora & Fauna of the adjoining area. However, the condition is noted and accepted by the User Agency i.e. WCL Pench Area. An undertaking for the same is being enclosed as Annex. (20)
xxi v	Any tree felling shall be done only when it is unavoidable and that too under strict supervision of the State Forest Department.	The project is of Underground Coal Mining and as such does not involve tree felling. However, the condition is noted and accepted by the User Agency i.e. WCL Pench Area. An undertaking for the same is being enclosed as Annex. (21)
xxv	The user agency will abide by the applicable recommendations of the State Government.	The condition is noted and accepted by the User Agency i.e. WCL Pench Area. An undertaking for the same is being enclosed as Annex. (22)
xxv i	The State Government shall complete settlement of rights, in terms of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006, if any, on the forest land to be diverted and submit the documentary evidence as prescribed by this Ministry in its letter No: 11-9/1998-FC(pt) dated 03.08.2009 read with 05.07.2013, in support thereof.	The complete compliance of FRA, 2006 has already been enclosed as Annex. (6)
xxv ii	The User Agency shall prepare a list of existing village tanks and other water bodies with GPS Co-ordinates located within five Km. from the mine lease boundary. This list is to be duly verified by the concerned Divisional Forest Officer. The User Agency shall regularly undertake desilting of these village tanks and other water bodies so as to mitigate the impact of siltation of such tanks/water bodies. A detailed plan for desilting of identified ponds and water bodies to be prepared in consultation with forest department and shall be submitted to MoEF & CC before Stage – II approval.	The project is of Underground Coal Mining and as such would not lead to siltation of nearby water bodies.
xxv iii	The User Agency shall submit the annual self – compliance report in respect of the above stated conditions to the State Government , concerned Regional Office and to this Ministry by the end of March every year.	The condition is noted and accepted by the User Agency i.e. WCL Pench Area. An undertaking for the same is being enclosed as Annex. (23)
xxix	Any other condition that the concerned Regional Office of this Ministry may stipulate from time to time, in the interest of conservation, protection and development of forests & Wildlife.	The condition is noted and accepted by the User Agency i.e. WCL Pench Area. An undertaking for the same is being enclosed as Annex. (24)
xxx	The User Agency shall comply all the provisions of all Acts, Rules, Regulations, Guidelines, Hon'ble Court Order (s) and National Green Tribunal Order(s) pertaining to this project, if any, for the time being in force, as applicable to the project.	The condition is noted and accepted by the User Agency i.e. WCL Pench Area. An undertaking for the same is being enclosed as Annex. (25)
xxxi	In compliance of the Rule 41 of the Mineral Conservation and Development Rules, 1988 the restoration of flora in the entire lease area	The project is of Underground Coal Mining and as such does not involve tree felling.

	<p>will be done in such a manner so as:</p> <p>(a) To cause least damage to the Flora of the area held under prospecting license/mining lease and the nearby areas.</p> <p>(b) Take immediate measures for planting in the same area or any other area selected by the Controller General or the authorized officer not less than twice the number of trees destroyed by reason of any prospecting or mining operations.</p> <p>(c) Look after them during the subsistence of the license/ lease after which these trees shall be handed over to the State Forest department or any other authority as may be nominated by the Controller General or the authorized officer, and</p> <p>(d) Restore, to the extent possible, other flora destroyed by prospecting for mining operations.</p>	<p>However, the condition is noted and accepted by the User Agency i.e. WCL Pench Area. An undertaking for the same is being enclosed as Annex. (26)</p>
xxxi i	<p>The details of such number of trees to be felled on forest as well as non-forest area in the lease and plantation of double the numbers of trees in the lease area or outside will be provided to the concerned Divisional Forest Office, and the Concerned Regional Office of the Ministry who will monitor such plantation efforts by the company and</p>	<p>The project is of Underground Coal Mining and as such does not involve tree felling. However, the condition is noted and accepted by the User Agency i.e. WCL Pench Area. An undertaking for the same is being enclosed as Annex. (27)</p>
xxxi ii	<p>The User Agency should ensure that the Compensatory levies (CA Cost, NPV, etc.) are deposited through challan generated online on web portal and deposited in appropriate bank online only. Amount deposited through other mode will not be accepted as compliance of the Stage – I Clearance.</p>	<p>All the payments have been done through e-portal only.</p>


Area General Manager,
WCL, Pench Area