

Government of Odisha
Department of Steel and Mines

No. 33/5 / S&M, Bhubaneswar, dated 18th April, 2015
III(A)SM - 01/2004

From

Sri P.K. Mishra,
Special Secretary to Govt.
Email : pradipmishra.oas@gmail.com

To

M/s TATA Iron & Steel Co Ltd.
Mines Division, O/o the General Manager,
Ore Mines & Quarries,
At/Po - Noamundi, Pin - 833217,
Dist. - West Singhbhum, Bihar

Sub: Extension of validity period of mining lease for Iron & Manganese Ore over an area of 978 hec. in village Khandabandh, Guruda & Baitarini RF of Keonjhar district in favour of TISCO u/s 8A of the MMDR Amendment Act, 2015.

Sir,

I am directed to say that a mining lease for Iron Manganese Ore over an area of 3134.475 hec. in village Khandabandh, Guruda & Baitarini RF of Keonjhar district was granted and executed in favour of TISCO for 30 years from 17.01.1933 to 16.01.1963. The 1st RML was granted and executed for 20 years from 17.01.1963 to 16.01.1983. The 2nd RML was granted and executed over an area of 1293.433 hec. for 20 years from 17.01.1983 to 16.01.2003. The applicant filed application for 3rd RML for Fe. & Mn. over an area of 978 hec. on 29.10.2001 before one year prior to expiry of the 2nd RML period.

1. The Government have been pleased to decide to extend the validity period of above mining lease u/s 8A(5) of the M&M(D&R) Act, 1957 as amended by the MMDR Amendment Act, 2015 from 17.01.2003 to 31st March, 2030.
2. The extension of validity period of lease is subject to following condition:
 - (i) The lessee will furnish an undertaking that he will make the payment of the demand raised or to be raised u/s 21(5) of the MMDR Act in accordance with the directions of Hon'ble Supreme Court of India (applicable for Iron & Manganese 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

FOR AND ON BEHALF OF
TATA STEEL LIMITED
BY THEIR CONSTITUTED ATTORNEY

M C Thomas

lease deed. This undertaking will also form part of the supplementary mining lease deed as a special condition.

- (ii) 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 M&M(D&R) Act, 1957 or rules framed there under.
- (iii) 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.
- (iv) The extension of validity period of lease is subject to the result / outcome of the case WP(C) No. 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 Iron & Manganese Ore only).
- (v) 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.
- (vi) 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.
- (vii) 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.
- (viii) The lessee will execute a supplementary lease deed for the extended period and the above conditions and undertakings will form part of such deed.

3. You are directed to execute the supplementary lease deed accordingly within a maximum period of three months from the date of issue of this letter, after obtaining the requisite Forest Clearance as may be applicable.
4. You are also hereby informed that the mining operation in the lease should not be commenced before executing the supplementary lease deed and obtaining all statutory clearances and permission as required under law or in pursuance of orders of a competent Court, as may be applicable.

Yours faithfully,


Special Secretary to Govt.
Email / FAX

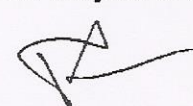
Memo No. 33/6/SM, dated 18.4.2015

Copy forwarded to Director of Mines, Odisha, Bhubaneswar / Deputy Director of Mines, Joda for information and necessary action.


Special Secretary to Govt.
Email / FAX

Memo No. 33/7/SM, dated 18.4.2015

Copy forwarded to Collector, Keonjhar for information and necessary action. He is authorized to execute the supplementary lease deed with the lessee subject to availability of the requisite Forest Clearance.


Special Secretary to Govt.
Email / FAX

Memo No. 33/8/SM, dated 18.4.2015

Copy forwarded to Special Secretary to Govt. F&E Department / Member Secretary, State Pollution Control Board, Odisha, Bhubaneswar / Regional Controller of Mines, IBM for information and necessary action.


Special Secretary to Govt.
Email / FAX

Memo No. 33/9/SM, dated 18.4.2015

Copy forwarded to Principal Chief Conservator of Forest (PCCF), Odisha, Bhubaneswar / DFO, Keonjhar for information and necessary action.


Special Secretary to Govt.