

Subject :- Diversion of 0.68 ha (revised from 0.45 ha) of forest land for approach road to existing mining lease of M/s Gogga Gurushantaih & Bros., Hosapete (ML No. 522) in NEB Range, Sandur Taluk Ballary District.

The proposal is received from the Regional Office Bangalore vide their letter no. FCA /11.3/118/KAR/Min/97 dated 12.05.2017 and forwarded to this Ministry stating that the approvals vide letter no. F. No. 8-20/2002-FC dated 08.07.2003 and 05.07.2006 (pg. 93-101/c) for earlier proposal was granted by the MoEF&CC.

2. The said proposal has been forwarded by the State Govt. vide their letter no. FEE 43 FFM 2016 dated 20.01.2017.
3. Facts related to the proposal as contained in the State Govt. of Karnataka, letter dated 20.01.2017 is summarized below in form of a factsheet:

FACT SHEET

1.	Name of the Proposal	Diversion of 0.68 ha (revised from 0.45 ha) of forest land for approach road to existing mining lease of M/s Gogga Gurushantaih & Bros., Hosapete (ML No. 522) in NEB Range, Sandur Taluk Ballary District.
2.	Location (i) State (ii) District	Karnataka Bellary
3.	Particulars of Forests: (i) Name of Forest Division and Forest area involved. (ii) Legal status/Sy.No. (iii) Map	Bellary Forest Division 0.68 ha. North Eastern Block Forest Block, Section-4 Notified area vide Notification No. FFD-29, FAF-84, Dated : 28.02.1985 Enclosed
4.	Topography of the area	-
	(i) Vegetation of density (ii) No. of trees to be felled	Eco- class III & Dense forest, Dry deciduous forest No tree is existing.
5.	Species-wise (Scientific names) and diameter class-wise enumeration of trees in unbroken area.	No tree existing in the area.
6.	Brief note on vulnerability of the forest area to erosion.	The area is undulated and soil erosion is possible. Hence, the UA to take certain SMC works on the both the side of the road.
7.	Approximate distance of proposed site for diversion from boundary.	The approach road is 1.09 Km away from forest boundary.
8.	Whether forms part of National park, Wildlife Sanctuary, Biosphere Reserve, Tiger Reserve, Elephant Corridor, etc. (if so,	No

	details of the area and comments of the Chief Wildlife Warden	
9.	Whether any rare/endangered unique species of flora and fauna found in the area-if so details thereof.	Nil
10.	Whether any protected archaeological/heritage site /defence establishment or any other important monument is located in the area. If so, the details thereof with NOC from competent authority, if required.	The approach road is located 2.63 Km. from Daroji bear Sanctuary. However, outside the Daroji Eco-Sensitive Zone notified area vide Notification Dated 22.09.2015
11.	Whether the requirement of forest land as proposed by the user agency in col. 2 of Part-I is unavoidable and barest minimum for the project. If no, recommended area item-wise with details of alternatives examined.	There is no alternative.
12.	Whether any work of in violation of the Forest (Conservation) Act, 1980 has been carried out (Yes/No). If yes details of the same including period of work done, action taken on erring officials. Whether work in violation is still in progress.	Without the prior approval of the MoEF&CC, Govt. of India, the UA has used the approach road.
13.	Cost benefit ratio	1:15909
14.	Cost benefit analysis	Cost benefit analysis is enclosed pg. 52-55/c. However, cost benefit analysis is not done on the revised guidelines as issued by this Ministry on 01.08.2017.
15.	Compensatory Afforestation	
	(i) Details of non-forest area/degraded forest area identified for CA, its distance from adjoining forest, number of patches, size of each patches.	The non-forest land over an extent of 0.70 ha. has been identified in Sy. No. 110 of Kurki village, kolar dist.
	(ii) Map showing non-forest/degraded forest area identified for CA and adjoining Forest boundaries.	Map enclosed (Pg. 50-50a/c)
	(iii) Detailed CA scheme including species to be planted, implementing agency, time schedule, cost structure, etc.	CAMPA Scheme guidelines will be implanted.
	(iv) Total financial outlay for CA	234000x0.70= 163800 lakhs
	(v) Certificate from the competent authority regarding suitability of the area identified for CA	Suitability certificate for afforestation in 4.70 ha which includes 0.70 ha for ML no. 2522 as shown in patch no. 3 of the map is given (pg. 51/c).

	and from management point of view.	
16.	Employment to be generated	About 55 persons directly and 800 people indirectly.
17.	Compliance of Scheduled Tribe and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006	FRA certificates for an area of 0.45 ha. (pg.138/c) instead of proposed area of 0.68 ha. is given. In addition, the minutes of SDLC/Gram Sabha resolution are not attached with the proposal.
18.	Cost of project	Rs. 100 Lakh
19.	Specific recommendations of the DCF for acceptance or otherwise of the proposal with reasons.	The diversion of forest land is required for existing approach road for transportation of mineral from mining head. The diversion may be approved after levy of penalty for delay in obtaining FC clearance for existing approach road. The proposal is recommended for diversion.
20.	i. DCF	Recommended (pg.23/c)
	ii. CCF	Recommended with imposing suitable penalty. (pg.25-26/c)
	iii. Nodal Officer	Recommended with the condition specified in Annexure –A which does not seem to be attached with the proposal. (pg.5/c)
	iv SG	Recommended (pg. 2/c)
21.	District Profile	
	(i) Total Geographical area of the district	8420 Sq. Km
	(ii) Total Forest area/Divisional Forest area	1270.33 Sq. Km
	(iii) Total area diverted since 1980	The total forest area diverted sine 1980 is 6476.58 ha (91 cases)
	(iv) Total CA stipulated since 1980 (Forest land)	
	Forest land including penal CA:	2342.49 Ha
Non –Forest land:	4131.92 Ha	
(v) Progress of CA as on 30.06.2014		
Forest land	2337.70 Ha	
Non-Forest land	2902.23 Ha	

Other remarks :

1. The point – wise compliance on the conditions stipulated vide Forest Clearance letter no. 8-20/2002-FC dated 07.0.2003 for **32.38 ha** in favour of M/s Gogga Gurushanthiah & Brothers of Jambhunatha Iron Ore and red oxide mine (M.L. No. 2522) NEB Range, Sandur Taluk

Bellary district, Karnataka and the compliance on the conditions stipulated vide forest clearance letter no. 8-20/2002-FC dated 05.07.2006 for **10.52 Ha** of M/s Gogga Gurushanthiah & Brothers of Jambhunatha Iron ore and Red oxide mine M.L. No. 2522 NEB range Sandur Taluk, Bellary district, Karnataka are given and may kindly be seen at **pg. 95-96/c and pg. 99-100/c** respectively.

2. Detailed compensatory afforestation scheme containing the following information is not given:
 - a) Details of equivalent non-forest or degraded forest land identified for raising compensatory afforestation.
 - b) Delineation of proposed area on suitable map.
 - c) Agency responsible for afforestation.
 - d) Details of work schedule proposed for compensatory afforestation.
 - e) Cost structure of plantation, provision of funds and the mechanism to ensure that the funds will be utilized for raising afforestation.
 - f) Details of proposed monitoring mechanism.
3. Cost benefit analysis is not done on the revised guidelines as issued by this Ministry on 01.08.2017.
4. FRA certificates for an area of 0.45 ha. (**pg.138/c**) instead of proposed area of 0.68 ha. is given. In addition, the minutes of SDLC/Gram Sabha resolution are not attached with the proposal.

The facts related to the above proposal may be placed before FAC in its next meeting to be held on 30.08.2017 for their examination and appropriate recommendation.
