



GOVERNMENT OF KARNATAKA

No. FEE 14 FFM 2018

Karnataka Government Secretariat,
M.S.Building,
Bengaluru, Dated: 21-06-2019.

From

Additional Chief Secretary to Government,
Forest, Ecology and Environment Department,
M.S.Building, Bengaluru – 560001.

To

The Additional Principal Chief Conservator of Forests(Central),
Government of India, Ministry of Environment and Forests,
Kendriya Sadana, Regional Office(South Zone),
17th Main, Koramangala, Bengaluru - 560034.

Sir,

Sub: Diversion of 1.645 hectare (revised from 1.7456 hectare) of forest land in SM Block, DM Block Sy.No 224 of Bannihatti Village (Section -4 Proposed area) in Ballari District for proposed Main Pipe Conveyor Belt Corridor from Nandihalli Railway Yard to JSW plant in favour of M/s JSW Steel Ltd Vidyanagar, Ballari District.

Ref: 1. Letter No. A5(1).MNG.CR-41/2016-17, dated: 20-04-2019. Principal Chief Conservator of Forests, (HoFF) Bengaluru.
2. Letter No. F, No. 4-KRB1151/2018-BAN/277, dated: 28-05-2018. MoEF & CC, Government of India, Regional Office, Southern Zone, Bengaluru.

With reference to the above subject, MoEF & CC, Government of India vide letter cited at reference 2 above has accorded in- principal (stage-1) approval for diversion of 1.645 hectare (revised from 1.7456 hectare) of forest land in SM Block, DM Block Sy.No 224 of Bannihatti Village (Section -4 Proposed area) in Ballari District for proposed Main Pipe Conveyor Belt Corridor from Nandihalli Railway Yard to JSW plant in favour of M/s JSW Steel Ltd Vidyanagar, Ballari District. subject to fulfillment of certain conditions.

Accordingly, Principal Chief Conservator of Forests, (HoFF) Bengaluru. vide their letter cited at reference 1 above has submitted compliance report. Therefore, I am directed to forward herewith the same along with its enclosures to accord stage-2 (final approval) under section (2) of Forest (Conservation) Act, 1980.

Yours faithfully,

Archana M.S.
(Archana M.S) 21/6/19

Under Secretary to Government,
Forest, Ecology and Environment Department.

21/6/19

Copy to:

1. Principal Chief Conservator of Forests, Aranya Bhavan, Malleshwaram, Bengaluru.
2. M/s JSW Steel Ltd. Vijayanagara works, P.O. Vidyanagar, Toranagallu-583275, Sandur Taluk, Ballari District.
3. Office Spare Copy

(42)

123

22

ಕರ್ನಾಟಕ ಸರ್ಕಾರ

GOVERNMENT OF KARNATAKA

ಪ್ರಧಾನ ಮುಖ್ಯ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿ
(ಅರಣ್ಯ ಪಡೆ ಮುಖ್ಯಸ್ಥರು) ರವರ ಕಚೇರಿ

Office of the
Principal Chief Conservator of Forests
(Head of Forest Force)



ಅರಣ್ಯ ಭವನ, 18ನೇ ಅಡ್ಡರಸ್ತೆ
ಮಲ್ಲೇಶ್ವರಂ, ಬೆಂಗಳೂರು -560 003
Aranya Bhavan, 18th Cross
Malleshwaram, Bengaluru-560 003
Telephone : 080 2334 6472
Email : apccffc@gmail.com

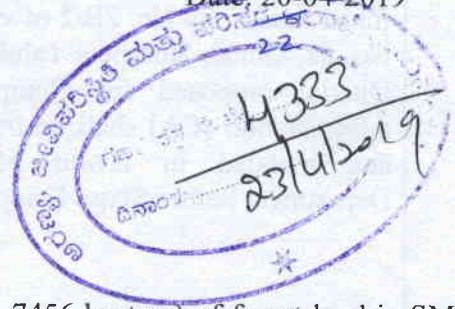
No: A5(1).MNG.CR-41/2016-17
E Office No. KFD/HOFF/A5-1(MNG)/24/2018-FC
Encl: 3 Sets

E 63737

Date: 20-04-2019

To,

The Additional Chief Secretary to Government
Department of Forest, Ecology and Environment
M. S. Building, Bengaluru.



Sir,

Sub: Diversion of 1.645 hectare (revised from 1.7456 hectare) of forest land in SM Block, DM Block & Sy. No. 224 of Bannihatti Village (Section-4 proposed area) in Ballari District for proposed Main Pipe Conveyor Belt Corridor from Nandihalli Railway Yard to JSW plant in favour of M/s JSW Steel Ltd Vidyanagar, Ballari District-reg.

(Proposal No. FP/KA/Others/19136/2016)

- Ref:**
1. Government of India, Ministry of Environment, Forest and Climate Change, Regional Office (Southern Zone), Bengaluru letter F. No. 4-KRB1151/2018-BAN/277 dated 28-05-2018 [Stage-I approval].
 2. This office letter of even number dated: 01-06-2018.
 3. Deputy Conservator of Forests, Ballari Division, Ballari letter No. M1/MNG/JSW/Pipe/2017-18 dated 02-03-2019 [Compliance Report].
 4. Chief Conservator of Forests, Ballari Circle, Ballari letter No. M1/MNG/Conveyor belt/CR-7/2017-18 dated 11-03-2019 [Compliance Report].

The Government of India, Ministry of Environment, Forest and Climate Change, Bengaluru vide reference (1) has accorded 'in-principle' (Stage-I) approval for diversion of 1.645 hectare (revised from 1.7456 hectare) of forest land in SM Block, DM Block & Sy. No. 224 of Bannihatti Village (Section-4 proposed area) in Ballari District for proposed Main Pipe Conveyor Belt Corridor from Nandihalli Railway Yard to JSW plant in favour of M/s JSW Steel Ltd, Vidyanagar, Ballari District under Section 2 of the Forest (Conservation) Act, 1980 subject to certain conditions. Accordingly, the User Agency and field officers were directed by this office vide reference (2) to submit the compliance to the conditions of Stage-I approval.

The condition wise compliance report in respect of the conditions stipulated in the 'in-principle' (Stage-I) approval has been received after verification by the field officers (ref- 3 & 4). Based on the said reports, the condition wise compliance to the conditions of Stage-I approval is submitted as follows.

24/4/19

25/4/19

	Conditions stipulated in Stage-I approval dated 28-05-2018	Status of Compliance
1	The legal status of the forest land shall remain unchanged.	The legal status of the forest land will not be changed.
2	Demarcation of the proposed forest area shall be carried out by erecting cement concrete pillars duly numbered at an interval of 20 mts. at the cost of User Agency, before Stage-II approval.	User Agency has erected the cement concrete pillars duly numbered at an interval of 20 meters. Photographs are enclosed as ANNEXURE-1 .
3	The equivalent extent of identified non-forest land in Sy No. 2B/2 of village Sy No. 61, Gonal, Hosapete Taluk, Ballari District proposed for Compensatory Afforestation (CA) shall be transferred and mutated in favour of Forest Department before Stage-II approval.	The User Agency has identified non-forest land in Sy No. 2B/2 of 61 in Gonal village, Hosapete Taluk, Ballari District over an extent of 1.87 hectare, which has been mutated & transferred in favour of Forest Department. Copies of (i) RTC Copy, (ii) Mutation Copy, (iii) Google Map, (iv) Sketch along with GPS readings in Toposheet are enclosed as ANNEXURE-2, 2A, 2B & 2C respectively .
4	The Compensatory Afforestation (CA) as proposed shall be raised over 1.645 ha of non-forest land in Sy No. 2B/2 of village Sy No. 61, Gonal, Hosapete Taluk, Ballari District at the cost of User Agency.	The User Agency has paid an amount of Rs.4,93,500/- towards CA charges for 1.645 ha @ Rs.3,00,000/ha Ad-hoc CAMPA through e-payment portal vide UTR No. VIJBH18158031313 dated 06-07-2018 [included in total amount of Rs.18,14,435]. Payment Page Print taken from FC Web portal is enclosed as ANNEXURE- 3.
5	The Non-forest land for Compensatory Afforestation shall be notified by the State Government as RF/PF under Indian Forest Act, 1927 or the State Forest Act within a period of 6 months from the date of issue of Stage-II approval and Nodal Officer (FCA) shall report the compliance.	This non-forest land for raising CA will be notified by the State Government as RF/PF under the relevant Act within the stipulated time.
6	The State Government shall charge the Net Present Value of the diverted forest land of 1.645 ha from the User Agency as per the orders of the Hon'ble Supreme Court dated 28.03.2008 and 09.05.2008 in IA Nos. 826 in 566 with related IA's in Writ Petition (Civil) No. 202/1995.	The User Agency has paid an amount of Rs.13,20,935/- towards NPV charges for 1.645 ha @ Rs.8,03,000/ha to Ad-hoc CAMPA through e-payment portal vide UTR No. VIJBH18158031313 dated 06-07-2018 [included in total amount of Rs.18,14,435]. Payment Page Print taken from FC Web portal is already enclosed as ANNEXURE- 3.
7	Additional amount of the Net Present Value (NPV) of the diverted forest land	The User Agency has submitted an 'Undertaking' in this regard. [ANNEXURE-

(2) ~~8~~

<p>... of 41 ... from The User Agency. The User Agency shall be an undertaking to this ... The Agency should ensure that Compensatory levies are deposited through challan generated online on the web portal and deposited in appropriate bank online only. Amount deposited through other mode will not be accepted in compliance of the State-I clearance.</p>	<p>Complied with as stated under item 4 above.</p>
<p>9 In order to safeguard Wildlife and free movement of wild animals during the night, transportation of ore through conveyor belt shall be restricted from sunrise to sunset.</p>	<p>The User Agency has submitted an 'Undertaking' in this regard. [ANNEXURE-5]</p>
<p>10 Since DRDO establishment is located within 2 km from the proposed pipeline conveyor belt, the User Agency shall submit NOC from the DRDO authority before Stage-II clearance.</p>	<p>Complied. The User Agency submitted the NOC from the DRDO authority which is enclosed as ANNEXURE-6.</p>
<p>11 Suitable soil moisture conservation measures and plantation of native herbs, scrubs and trees shall be done on both sides of the conveyor belt up to a distance of 15 meters at the cost of User Agency.</p>	<p>The User Agency has submitted an 'Undertaking' in this regard. [ANNEXURE-7]</p>
<p>12 The total forest area utilized for the project shall not exceed 1.645 ha</p>	<p>The User Agency has submitted an 'Undertaking' in this regard. [ANNEXURE-8]</p>
<p>13 Any other condition that the Addl. PCCF (Central), Regional Office, Bangalore may impose from time to time for protection, improvement of flora and fauna in the forest area and public convenience, shall also be applicable.</p>	<p>The User Agency has submitted an 'Undertaking' in this regard. [ANNEXURE-9]</p>
<p>14 Violation of any of the conditions shall invite penal action, as deemed fit by the Additional Principal Chief Conservator of Forests (Central), Regional Office, Bangalore.</p>	<p>The User Agency has submitted an 'Undertaking' in this regard. [ANNEXURE-10]</p>

121

	if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect.	4]
8	User Agency should ensure that Compensatory levies are deposited through challan generated online on the web portal and deposited in appropriate bank online only. Amount deposited through other mode will not be accepted as compliance of the State-I clearance.	Complied with as stated under item 4 above.
9	In order to safeguard Wildlife and free movement of wild animals during the night, transportation of ore through conveyor belt shall be restricted from sunrise to sunset.	The User Agency has submitted an 'Undertaking' in this regard. [ANNEXURE-5]
10	Since DRDO establishment is located within 2 km from the proposed pipeline conveyor belt, the User Agency shall submit NOC from the DRDO authority before Stage-II clearance.	Complied. The User Agency submitted the NOC from the DRDO authority which is enclosed as ANNEXURE-6.
11	Suitable soil moisture conservation measures and plantation of native herbs, scrubs and trees shall be done on both sides of the conveyor belt up to a distance of 15 meters at the cost of User Agency.	The User Agency has submitted an 'Undertaking' in this regard. [ANNEXURE-7]
12	The total forest area utilized for the project shall not exceed 1.645 ha	The User Agency has submitted an 'Undertaking' in this regard. [ANNEXURE-8]
13	Any other condition that the Addl. PCCF (Central), Regional Office, Bangalore may impose from time to time for protection, improvement of flora and fauna in the forest area and public convenience, shall also be applicable.	The User Agency has submitted an 'Undertaking' in this regard. [ANNEXURE-9]
14	Violation of any of the conditions shall invite penal action, as deemed fit by the Additional Principal Chief Conservator of Forests (Central), Regional Office, Bangalore.	The User Agency has submitted an 'Undertaking' in this regard. [ANNEXURE-10]

120

Under the above circumstances, it is requested to move the matter with the Government of India, Ministry of Environment, Forests and Climate Change for according the final (Stage-II) approval for diversion of 1.645 hectare (revised from 1.7456 hectare) of forest land in SM Block, DM Block & Sy. No. 224 of Bannihatti Village (Section-4 proposed area) in Ballari District for proposed Main Pipe Conveyor Belt Corridor from Nandihalli Railway Yard to JSW plant in favour of M/s JSW Steel Ltd Vidyanagar, Ballari District under Section 2 of Forest (Conservation) Act, 1980.

Yours faithfully


Principal Chief Conservator of Forests
(Head of Forest Force)

1. Copy to the Chief Conservator of Forests, Ballari Circle, Ballari for information.
2. Copy to the Deputy Conservator of Forests, Ballari Division, Ballari for information.
3. Copy to M/s JSW Steel Ltd. Vijayanagara works, P.O. Vidyanagar, Toranagallu - 583 275, Sandur Taluk, Ballari District for information.