



OFFICE OF THE PRINCIPAL CHIEF CONSERVATOR OF FORESTS & HOFF, ODISHA  
BHUBANESWAR

Letter No. 7342 /9F (MG)-377/2016  
Dated, Bhubaneswar, the 30<sup>th</sup> March, 2022

To

The Assistant Inspector General of Forests  
Government of India, Ministry of Environment  
Forests & Climate Change (FC Division)  
Indira Paryavaran Bhawan, Jor Bagh Road  
Aliganj, New Delhi-110003

**Sub: Diversion of balance forest land of 162.42 ha including 24.150 ha of forest land to be maintained as safety zone (as per sabik settlement records as on 25.10.1980) excluding the 104.79 ha of forest land already diverted pertaining to total mining lease 382.709 ha of Sukurangi Chromite Mines of M/s OMC Ltd. spread over villages like, Kamarda, Saruabil, Sukurangi, Tailangi & Forest Block No. 27 of Mahagiri DPF in Sukinda Tahasil of Jajpur District under Cuttack Forest Division, Cuttack, Odisha during extended period of mining lease up to 31.03.2020 as per MMDR Act, 2015.**

Sir,

In inviting reference to the above mentioned subject, this is to inform that Government of India, Ministry of Environment, Forest & Climate Change, New Delhi have accorded in-principle approval vide their F. No.8-22/2016-FC dated 14.09.2017 under Section-2 of the Forest (Conservation) Act, 1980 for diversion of balance forest land of 162.42 ha including 24.150 ha of forest land to be maintained as safety zone (as per sabik settlement records as on 25.10.1980) excluding the 104.79 ha of forest land already diverted pertaining to total mining lease 382.709 ha of Sukurangi Chromite Mines of M/s OMC Ltd. Spread over village like, Kamarda, Saruabil, Sukurangi, Tailangi & Forest Block No. 27 of Mahagiri DPF in Sukinda Tahasil of Jajpur District under Cuttack Forest Division, Odisha during extended period of mining lease up to 31.03.2020 as per MMDR Act, 2015 in the State of Odisha subject to fulfillment of thirty four (34) nos. of conditions stipulated therein. The User Agency has complied all the conditions imposed by Govt. of India, MoEF & CC, New Delhi as well as State Government. The point wise compliance has been prepared basing on the reports of DFO Cuttack Forest Division and the RCCF, Angul Circle are furnished as under:

**Condition No- (i)- Legal status of the diverted forest land shall remain unchanged;**

In compliance to the above, the RCCF, Angul Circle has reported that the user agency has furnished an undertaking that the legal status of the diverted forest land shall remain unchanged which is enclosed as **Sl. No. 1 of Annexure-UT.**

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***Condition No- (ii)- Compensatory afforestation (CA) over the equivalent land of 156.711 ha shall be raised on the identified forest land within a period of three years with effect from the date of issue of Stage-II clearance and maintained thereafter in accordance with the approved Plan in consultation with the State Forest Department at the cost of the user agency;***

In compliance to the above, the RCCF, Angul Circle has reported that the non-forest Govt. land over 156.771 ha has been identified and selected in villages Balangi (52.395 ha), Barakaudi (35.610 ha) and Khamarpadar (68.766 ha) under Thuamul Rampur Tahasil of Kalahandi (S) Forest Division for Compensatory Afforestation purpose. Accordingly, Compensatory Afforestation Scheme has been approved by the Principal Chief Conservator of Forests, Forest Diversion & Nodal Officer, FC Act, O/o the Principal Chief Conservator of Forests & HoFF, Odisha, Bhubaneswar vide his Memo No.2606/9F (MG) -377/2016 dt.08.02.2022 with a total financial outlay of Rs.7,98,90,200/- (Rupees Seven Crore ninety-eight lakh ninety thousand two hundred) only. Demand has been raised in favour of the User Agency vide letter No. 954 Dt.09.02.2022 of the Divisional Forest Officer, Cuttack Forest Division to deposit the approved amount.

The approved amount of Rs.7,98,90,200/- (Rupees Seven Crore ninety-eight lakh ninety thousands two hundred) only has been deposited by the user agency in three phases.

In the first phase, a sum of amount of Rs.5,55,47,800/- (Rupees Five Crore fifty-five lakh forty-seven thousand eight hundred) only vide UTR No.ANDBH20020730430 dt.20.01.2020.

Further, in the second phase, a sum of Rs.7,59,700/- (Rupees Seven lakh fifty-nine thousand seven hundred) only vide UTR No. ANDBR52020093000442378 dt.30.09.2020.

Again, in the third phase, a sum of Rs.2,35,82,700/- (Rupees Two Crore thirty-five lakh eighty-two thousand seven hundred only) vide UTR No. UBINJ22045034748 Dt.14.02.2022.

The copy of approved CA scheme, Demand letter of Divisional Forest Officer, Cuttack Forest Division and copy of deposit challans are enclosed as **Annexure –A Series**.

***Condition No- (iii)- Regional Wildlife Management Plan and Site Specific Wildlife Plan duly approved by competent authority shall be submitted.***

In compliance to the above, the RCCF, Angul Circle has reported that the draft proposal of Regional Wildlife Management Plan was submitted to PCCF (WL) & CWLW Odisha for approval. Subsequently the Govt. of Odisha has accorded the permission for implementation of the Comprehensive Wildlife Management Plan for entire Keonjhar and Bonai Forest Division which is enclosed **Annexure-B1**. Accordingly, the DFO, Cuttack has raised demand as per the prevailing rate of Rs.20,000/Ha of the ML area vide L. No.2276 dt.21.05.2009 to User Agency to deposit Rs.76,54,180/- towards RWLMP over 382.709 ha ML area. The UA has deposited the amount

through Demand Drafts all dated 04.07.2009 issued from Andhra Bank, OMC Campus Bhubaneswar in favour of Corporation Bank, Lodhi Road, New Delhi Bank A/c No.CA-1585 EVG, CAF, ORISSA.

The Site Specific Wildlife Conservation Plan has been approved by PCCF (WL) and CWLW, Odisha for Rs.576.53 lakhs vide letter no.8426 dtd.16.10.2020 which is enclosed as **Annexure-B2**. The levy towards SSWLCP has been paid in 3 phases. Initially, DFO, Cuttack has raised demand for levy on SSWLCP vide L.No.3355 dt.24.07.2009 demanding Rs.98,00,000/- and the UA has deposited the same vide D.D. No.495472 dt.26.08.2009 drawn at Andhra Bank, OMC Campus, Bhubaneswar. DFO, Cuttack in his demand raised vide L.No.8172 dated 25.11.2021 has stated that Government of India, MoEF & CC has allowed to adjust the excess payment made by the UA amounting to Rs.1,45,42,942/- towards SSWLCP levy & the balance amount of Rs.3,33,09,938/- to be deposited by UA. The UA has also deposited the balance amount of Rs.3,33,09,938/- online on CAMPA account bearing UTR No.UBINJ21358136793 of Union Bank of India, OMC House Branch, Khordha.

**Condition No- (iv)- CA shall be raised over the 156.771 ha on non-forest land.**

In compliance to the above, the RCCF, Angul Circle has reported that the non-forest Govt. land over 156.771 ha has been identified and selected in villages Balangi (52.395 ha), Barakaudi (35.610 ha) and Khamarpadar (68.766 ha) under Thuamul Rampur Tahasil of Kalahandi (S) Forest Division for Compensatory Afforestation purpose. Accordingly, Compensatory Afforestation Scheme has been approved by the Principal Chief Conservator of Forests, Forest Diversion & Nodal Officer, FC Act, O/o the Principal Chief Conservator of Forests & HoFF, Odisha, Bhubaneswar vide his Memo No.2606/9F (MG) -377/2016 dt.08.02.2022 with a total financial outlay of Rs.7,98,90,200/- (Rupees Seven Crore ninety-eight lakh ninety thousand two hundred) only. Demand has been raised in favour of the User Agency vide letter No. 954 Dt.09.02.2022 of the Divisional Forest Officer, Cuttack Forest Division to deposit the approved amount.

The approved amount of Rs.7,98,90,200/- (Rupees Seven Crore ninety-eight lakh ninety thousands two hundred) only has been deposited by the user agency in three phases.

In the first phase, a sum of amount of Rs.5,55,47,800/- (Rupees Five Crore fifty-five lakh forty-seven thousand eight hundred) only vide UTR No.ANDBH20020730430 dt.20.01.2020.

Further, in the second phase, a sum of Rs.7,59,700/- (Rupees Seven lakh fifty-nine thousand seven hundred) only vide UTR No. ANDBR52020093000442378 dt.30.09.2020.

Again, in the third phase, a sum of Rs.2,35,82,700/- (Rupees Two Crore thirty-five lakh eighty-two thousand seven hundred) only vide UTR No.UBINJ22045034748 dt.14.02.2022.

The copy of approved CA scheme, Demand letter of Divisional Forest Officer, Cuttack Forest Division and copy of deposit challans are enclosed as **Annexure –A Series**.

***Condition No- (v)-Details of complete compensatory afforestation over non-forest land of 156.771 Ha along with the estimation of CA cost shall be submitted. The CA area requirement shall be calculated as per FCA guidelines 4.7 (ii) and 4.7 (iii). The revised shape file of CA land shall be submitted.***

In compliance to the above, the RCCF, Angul Circle has reported that the copy of the CA scheme along with the details of cost towards CA, calculated as per FCA guidelines 4.7 (ii) and 4.7 (iii) and the cost estimate duly approved is enclosed herewith as **Annexure-A Series**. The user agency has submitted the revised shape file of CA land in form of a CD which is enclosed.

***Condition No- (vi)-The land identified for the purpose of CA shall be clearly depicted on a Survey of India topo sheet of 1:50,000 scale;***

In compliance to the above, the RCCF, Angul Circle has reported that the user agency has submitted the Survey of India Topo sheet No. E 44 E 15 on 1:50000 scale showing the Land identified for the purpose of CA, which is enclosed as **Annexure-C**.

***Condition No- (vii)-The non-forest land identified for raising compensatory afforestation shall be transferred and mutated in favour of the State Forest Department before issue of the Stage-II clearance;***

In compliance to the above, the RCCF, Angul Circle has reported that the non-forest Govt. land over 156.771 ha has been identified for raising compensatory afforestation in village Balangi (52.395ha), Barakaudi (35.61 ha) and Khamarpadar (68.766 ha) under Thuamul Rampur Tahasil of Kalahandi district. The identified land have been transferred and mutated in favour of the State Forest Department. The copy of the RoRs in support of mutation is enclosed as **Annexure-D Series**.

***Condition No- (viii)-The non-forest land which is transferred and mutated in favor of the State Forest Department for the purpose of compensatory afforestation, shall be declared as Reserved Forest under Section-4 or Protected Forest under Section-29 of the Indian Forest Act, 1927 or under the relevant Section (s) of the local Forest Act. The Nodal Officer, Forest (conservation) Act, 1980, Government of Odisha must report compliance within a period of 6 months from the date of grant of final approval and send a copy of the original notification declaring the non-forest land under Section 4 or Section 29 of the Indian Forest Act, 1927, or under the relevant section of the local Forest Act local forest as the case may be, to this Ministry for information and record;***

In compliance to the above, the RCCF, Angul Circle has reported that the non-forest Govt. land selected for the purpose of Compensatory Afforestation have been mutated in favour of State Forest Department. The said land have been declared by the State Forest Department as **“BARAKAUDI PROTECTED FOREST”, “BALANGI PROTECTED FOREST” and “KHAMARPADAR PROTECTED FOREST”** under Section 33 of Odisha Forest Act, 1972 (Odisha Act 14 of 1972). The copy of the above PF notifications are enclosed as **Annexure-E Series**.

***Condition No- (ix)-The User Agency shall transfer the cost of raising and maintaining the compensatory afforestation at the current wage rate in consultation with State Forest Department in the account of Ad-hoc CAMPA of the concerned State through online portal. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years;***

In compliance to the above, the RCCF, Angul Circle has reported that the non-forest Govt. land over 156.771 ha has been identified and selected in villages Balangi (52.395 ha), Barakaudi (35.610 ha) and Khamarpadar (68.766 ha) under Thuamul Rampur Tahasil of Kalahandi (S) Forest Division for Compensatory Afforestation purpose. Accordingly, Compensatory Afforestation Scheme has been approved by the Principal Chief Conservator of Forests, Forest Diversion & Nodal Officer, FC Act, O/o the Principal Chief Conservator of Forests & HoFF, Odisha, Bhubaneswar vide his Memo No.2606/9F (MG) -377/2016 dt.08.02.2022 with a total financial outlay of Rs.7,98,90,200/- (Rupees Seven Crore ninety-eight lakh ninety thousand two hundred) only. Demand has been raised in favour of the User Agency vide letter No.173/5F (Misc.) 2017dt 06.01.2020,8629/5F (Forest Diversion) 529/2018dt 18.09.2020 and 954 Dt.09.02.2022 respectively of the Divisional Forest Officer, Cuttack Forest Division to deposit the approved amount.

The approved amount of Rs.7,98,90,200/- (Rupees seven crore ninety-eight lakh ninety thousands two hundred) only has been deposited by the user agency in three phases.

In the first phase, a sum of amount of Rs.5,55,47,800/- (Rupees Five Crore fifty-five lakh forty-seven thousand eight hundred) only vide UTR No.ANDBH20020730430 dt.20.01.2020.

Further, in the second phase, a sum of Rs.7,59,700/- (Rupees Seven lakh fifty-nine thousand seven hundred) only vide UTR No. ANDBR52020093000442378 dt.30.09.2020.

Again, in the third phase, a sum of Rs.2,35,82,700/- (Rupees Two Crore thirty-five lakh eighty-two thousand seven hundred) only vide UTR No.UBINJ22045034748 dt.14.02.2022.

The copy of approved CA scheme, Demand letter of Divisional Forest Officer, Cuttack Forest Division and copy of deposit challans are enclosed as **Annexure – A Series**.

In this regard, the user agency has already transferred Rs.7,98,90,200/- in the accounts of Ad-hoc CAMPA, Odisha for raising Compensatory Afforestation over 156.771 ha at the current wage rate, through online portal as per the demand raised by the Divisional Forest Officer, Cuttack Forest Division. The CA scheme includes provision for anticipated cost increase for works scheduled for subsequent years. The payment slips made by the user agency are enclosed as **Annexure-F Series**.

***Condition No- (x)-The User Agency shall transfer online, the 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 concerned;**

In compliance to the above, the RCCF, Angul Circle has reported that the DFO Cuttack Forest Division has raised demand to UA to deposit a sum of Rs.17,93,44,800/- towards cost of NPV vide his letter No. 2850 (3) dt.28.07.2006, No.3327/5F (Misc) dt.21.06.2010 and No. 776/5F (Misc) dt.25.01.2016 respectively. Accordingly, the user agency has deposited Rs.17,93,44,800/- towards NPV over 267.21 ha of total forest land included within the ML area. The details of NPV paid by the user agency in phases are given as under:

| <b>Demand letter by DFO, Cuttack</b> | <b>Demand in Rs</b>   | <b>Mode of payment by User agency</b> |
|--------------------------------------|-----------------------|---------------------------------------|
| No. 2850 (3)<br>dt 28.07.2006        | 6,07,78,200/-         | DD No. 717005-066<br>dt 08.08. 2006   |
| No.3327/5F (Misc)<br>dt 21.06.2010   | 6,89,86,600/-         | DD No.649753<br>Dt 07.07.2010         |
| No. 776/5F (Misc)<br>dt 25.01.2016   | 4,95,80,000/-         | ANDBH 16046319514<br>dt 15.02.2016    |
| <b>Total</b>                         | <b>17,93,44,800/-</b> |                                       |

Out of the three numbers of deposits made by the user agency, two deposits were made through D.D. as per the instruction of the Divisional Forest Officer, Cuttack Forest Division. However, the last deposit has made through online after new guideline came in to force. The copy of the documents in support of proof of the above payments of NPV are enclosed as **Annexure-G Series**.

**Condition No- (xi)-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 the Hon'ble Supreme Court of India;**

In compliance to the above, the RCCF, Angul Circle has reported that the user agency has furnished an undertaking duly countersigned by the DFO Cuttack Forest Division to pay the additional amount of NPV, if so determined by the final decision of the Hon'ble Supreme Court of India which is enclosed as at **Sl. No. 2 of Annexure-UT**.

**Condition No- (xii)-Following activities shall be undertaken by the user agency at the project cost and appropriate cost of the plan/scheme shall be deposited in Adhoc CAMPA Account:**

- a) **Mitigative measures to minimize soil erosion and choking of stream shall be implemented within a period of three year with effect from the issue of Stage-II clearance in accordance with the approved Plan in consultation with the State Forest Department.**

In compliance to the above, a scheme for mitigative measures to minimize soil erosion and choking of streams has been technically approved by the RCCF, Angul Circle

with a total financial outlay of Rs.12,80,000/- to be executed by the user agency. The approval and approved copy of the scheme is enclosed as **Annexure-H**.

Further, the user agency has furnished an undertaking duly countersigned by the DFO Cuttack Forest Division to implement the scheme within a period of three years with effect from the date of grant of stage-II clearance which is enclosed as at **Sl. No. 3 of Annexure-UT**.

**b) *Planting of adequate drought hardy plant species and sowing of seeds; in the appropriate area within the mining lease to arrest soil erosion in accordance with the approved scheme;***

In compliance to the above, a scheme for planting of adequate drought hardy plant species and sowing of seeds in the appropriate area within the mining lease to arrest soil erosion has been approved by the RCCF, Angul Circle, Angul with a total financial outlay of Rs.5,29,500/- to be executed by the user agency. The letter of approval and approved copy of the scheme is enclosed as **Annexure-I**.

Further, the user agency has furnished an undertaking duly countersigned by the DFO Cuttack Forest Division to implement the scheme within ML area which is enclosed as **Sl. No. 4 of Annexure-UT**.

**c) *Construction of check dams, retention/toe walls to arrest sliding down of the excavated material along the contour in accordance with the approved scheme;***

In compliance to the above, a scheme for construction of check dams, retention/toe walls to arrest sliding down of the excavated material along the contour has been approved by the RCCF, Angul Circle, Angul with a total financial outlay of Rs.41,33,200/- to be executed by the user agency. The letter of approval and approved copy of the scheme is enclosed as **Annexure-J**.

Further, the user agency has furnished an undertaking duly countersigned by the DFO Cuttack Forest Division to implement the scheme within ML area which is enclosed as **Sl. No. 5 of Annexure-UT**.

**d) *Stabilize the overburden dumps by appropriate grading/ benching, in accordance with the approved scheme, so as to ensure that angles of repose at any given place is less than 28°; and***

In compliance to the above, a scheme for stabilization of over burden dumps by appropriate grading/benching so as to ensure that angle of repose at any given place is less than 28° has been approved by the RCCF, Angul Circle, Angul with a total financial outlay of Rs.2,39,72,000/- to be executed by the user agency. The letter of approval and approved copy of the scheme is enclosed as **Annexure-K**.

Further, the user agency has furnished an undertaking duly countersigned by the DFO Cuttack Forest Division to implement the scheme within ML area which is enclosed as **Sl. No. 6 of Annexure-UT**.

e) *No damage shall be caused to the top-soil and the user agency will follow the top soil management plan.*

In compliance to the above, a scheme for management of top soil has been approved by the RCCF, Angul Circle, Angul with a total financial outlay of Rs.3,39,86,500/- to be executed by the user agency. The letter of approval and approved copy of the scheme is enclosed as **Annexure-L**.

Further, the user agency has furnished an undertaking duly countersigned by the DFO Cuttack Forest Division to implement the scheme within ML area which is enclosed as **Sl. No. 7 of Annexure-UT**.

***Condition No- (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 27.05.2015] shall be done within three year at the project cost from the issue of Stage-II Clearance. Besides this afforestation on degraded forest land to be selected elsewhere measuring one & 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;***

In compliance to the above, a scheme for Fencing, protection and regeneration of safety zone (SZ) area over 26.25 ha and one and half times the SZ over 33.30 ha has been technically approved. As per the demand raised by DFO, Cuttack Forest Division, vide letter No.4919 dt.28.10.2009, the user agency has already deposited Rs.31,89,058/- (For SZ and 1.5 times SZ) vide UTR No. ANDBH 13116850310 dt.26.04.2013. The user agency has furnished an undertaking to implement the above schemes at the project cost within a period of three years from the date of issue of Stage-II Clearance and shall be maintained thereafter in accordance with the approved plan in consultation with the State Forest Department which is enclosed as **Sl. No. 8 of Annexure-UT**. The shape file of the degraded forest area is enclosed herewith in the form of a **CD**. The copy of the documents in support of proof of the deposit by user agency is enclosed herewith as **Annexure-M**.

***Condition No- (xiv)-Period of diversion of the said forest land under this approval shall be for a period co-terminus with the period of the mining lease proposed to be granted under the Mines and Minerals (Development and Regulation) Act, 1957, as amended and the Rules framed there-under;***

In compliance to the above, the RCCF, Angul Circle has reported that the user agency has furnished an undertaking duly countersigned by the DFO Cuttack Forest Division to maintain the validity period of forest diversion up to dt.19.09.2030 i.e. the validity of the supplementary mining lease executed on dt.31.03.2020, which has been enclosed as **Sl.No.9 of Annexure-UT**. The copy of the supplementary lease deed is enclosed as **Annexure-N** for reference.

***Condition No- (xv)-Any fund received from the user agency 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.*

In compliance to the above, the RCCF, Angul Circle has reported that the details of the funds deposited by the user agency against this proposal in Ad-hoc CAMPA account duly signed by DFO, Cuttack and Nodal Officer is given in as **Annexure-O**.

**Condition No- (xvi)-The User Agency shall obtain the Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986, if required;**

In compliance to the above, the RCCF, Angul Circle has reported that the user agency has submitted the Environmental Clearance letter in favour of this project vide F. No. J/11015/348/2015-IA.II (M) dt.30.07. 2020 of MoEF& CC, Govt. of India for production of 3.0 lakh MT of chromite per annum. The copy of the EC letter is enclosed as **Annexure-P**.

**Condition No- (xvii)- No labour camp shall be established on the forest land;**

In compliance to the above, the RCCF, Angul Circle has reported that the user agency has furnished an undertaking duly countersigned by the DFO Cuttack Forest Division that not to establish labour camp on the forest land, which is enclosed at **Sl. No. 10 of Annexure-UT**.

**Condition No- (xviii)-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;**

In compliance to the above, the RCCF, Angul Circle has reported that the user agency has furnished an undertaking duly countersigned by the DFO Cuttack Forest Division to provide fuel to labourers and staff working at the site so as to avoid any damage and pressure on the nearby forest areas, which is enclosed as **Sl. No. 11 of Annexure-UT**.

**Condition No- (xix)-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 its serial number, distance from pillar to pillar and GPS co-ordinates;**

In compliance to the above, the RCCF, Angul Circle has reported that the boundary of diverted forest land, mining lease and safety zone have been demarcated on ground with 4' high RCC pillars, each leveled with its serial number, distance from pillar to pillar and GPS co-ordinates at the project cost. Photographs along with GPS Coordinates of pillars of Forest land, mining lease area and safety zone in support of the above statement are enclosed as **Annexure-Q**.

**Condition No- (xx)-The User Agency shall undertake mining in a phased manner after taking due care for reclamation of the mined over area. The concurrent reclamation plan as per the approved mining plan shall be executed by the User Agency from the very first year, and an annual report on implementation 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 Addl. Pr. Chief Conservator of Forests (Central) may**

*direct that the mining activities shall remain suspended till such time, such reclamation activities area satisfactorily executed.*

In compliance to the above, the RCCF, Angul Circle has reported that the user agency has furnished an undertaking duly countersigned by the DFO Cuttack Forest Division that reclamation of the mined out areas shall be carried out as per review of Mining Plan and Progressive mining closure plan approved by IBM, vide letter no.MS/FM/37-ORI/BHU/2018-19/244 dtd.23.01.2019 which is enclosed as **Annexure-AC** and undertaking by UA at **Sl. No. 12 of Annexure-UT.**

**Condition No- (xxi)-The layout plan of the mining plan/ proposal shall not be changed without the prior approval of the Central Government;**

In compliance to the above, the RCCF, Angul Circle has reported that the user agency has furnished an undertaking duly countersigned by the DFO Cuttack Forest Division that the layout plan of the mining plan/ proposal will not be changed without the prior approval of the Central Government, which is enclosed as **Sl. No. 13 of Annexure-UT.**

**Condition No- (xxii)-The forest land shall not be used for any purpose other than that specified in the proposal;**

In compliance to the above, the RCCF, Angul Circle has reported that the user agency has furnished an undertaking duly countersigned by the DFO Cuttack Forest Division that the forest land shall not be used for any purpose other than that specified in the proposal, which is enclosed as **Sl. No. 14 of Annexure-UT.**

**Condition No- (xxiii)-The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government;**

In compliance to the above, the RCCF, Angul Circle has reported that the user agency has furnished an undertaking duly countersigned by the DFO Cuttack Forest Division that the forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government which is enclosed as **Sl. No. 15 of Annexure-UT.**

**Condition No- (xxiv)-No damage to the flora and fauna of the adjoining area shall be caused;**

In compliance to the above, the RCCF, Angul Circle has reported that the user agency has furnished an undertaking duly countersigned by the DFO Cuttack Forest Division that no damage to the flora and fauna of the adjoining area shall be caused, which is enclosed as **Sl. No. 16 of Annexure-UT.**

**Condition No- (xxv)-Any tree felling shall be done only when it is unavoidable and that too under strict supervision of the State Forest Department;**

In compliance to the above, the RCCF, Angul Circle has reported that the user agency has furnished an undertaking duly countersigned by the DFO Cuttack Forest Division that any tree felling shall be done only when it is unavoidable and that too under strict supervision of the State Forest Department, which is enclosed as **Sl. No. 17 of Annexure-UT.**

**Condition No- (xxvi)-The user agency will abide by the applicable recommendations of the State Government;**

In compliance to the above, the RCCF, Angul Circle has reported that the user agency has furnished an undertaking duly countersigned by the DFO Cuttack Forest Division that the user agency will abide by the applicable recommendations of the State Government, which is enclosed as **Sl. No. 18 of Annexure-UT.**

**Condition No- (xxvii)-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;**

In compliance to the above, the RCCF, Angul Circle has reported that the settlements of rights under Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 have been completed over the total forest land included in the ML. The copy of the FRA certificate issued by the Collector and District Magistrate, Jajpur and the copy of the resolution of meetings are enclosed as **Annexure-R.**

**Condition No- (xxviii)-User agency either himself or through the State Forest Department shall undertake gap planting and soil & moisture conservation activities to restock and rejuvenate the degraded open forests (having crown density less than 0.40), if any, located in the area within 100 m. from outer perimeter of the mining lease. The plan for plantation and SMC activities will be prepared and submitted to MoEF& CC before Stage-II Clearance;**

In compliance to the above, the RCCF, Angul Circle has reported that the Sukurangi mining lease is surrounded by other mining leases on all sides except part of the southern boundary, where the crown density is more than 0.4 along 100 mtr strip on outer periphery of the ML boundary. Hence, no scheme for gap plantation is envisaged.

**Condition No- (xxix)-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 de-silting 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 de-silting 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;**

In compliance to the above, the RCCF, Angul Circle has reported that the user agency has submitted the scheme for de-silting of the existing village tanks and other water bodies within 5 km of the ML boundary, which has been approved by RCCF, Angul Circle, Angul on dt.09.12.2021 with a total financial outlay of Rs.77,26,300/- for execution by user agency at the project cost. The copy of the letter of approval & approved scheme is enclosed as **Annexure-S.**

In this regard, the user agency has furnished an undertaking duly countersigned by the DFO Cuttack Forest Division to implement the scheme at the approved financial out lay which is enclosed as **Sl. No. 19 of Annexure-UT**.

***Condition No- (xxx)-Plantation up to 100 meters from the bank of river on either side, to be done and maintained as green belt.***

In compliance to the above, the RCCF, Angul Circle has reported that the user agency has submitted the scheme for plantation up to 100 mtr on either side of the Damsal Nala, which has been approved by RCCF, Angul Circle, Angul on dt.09.12.2021 with a total financial out lay of Rs.90,53,500/- (for plantation and barbed wire fencing). The approval order and approved copy of the scheme of plantation is enclosed as **Annexure-T**.

In this regard, the user agency has furnished an undertaking duly countersigned by the DFO Cuttack Forest Division to implement and maintain as green belt which is enclosed as **Sl.No.20 of Annexure-UT**.

***Condition No- (xxxii)-On analysis through DSS, it is found that moderately dense forest is present of southern boundary of the mining lease. State Government may demarcate that area and it shall be kept intact as an additional safety zone;***

In compliance to the above, the RCCF, Angul Circle has reported that the user agency has demarcated the area found to be moderately dense in the southern boundary by posting of RCC pillars on ground. The GPS co-ordinates of the pillars are given as below:

| Pillar No. | Longitude    | Latitude     |
|------------|--------------|--------------|
| 1          | 85°49'16.09" | 21°02'36.77" |
| 2          | 85°49'09.71" | 21°02'34.07" |
| 3          | 85°49'00.89" | 21°02'30.91" |
| 4          | 85°48'59.09" | 21°02'29.48" |
| 5          | 85°48'57.87" | 21°02'28.66" |
| 6          | 85°48'56.54" | 21°02'27.96" |
| 7          | 85°48'55.87" | 21°02'27.42" |
| 8          | 85°48'54.76" | 21°02'26.20" |
| 9          | 85°48'55.18" | 21°02'26.22" |
| 10         | 85°48'53.84" | 21°02'24.95" |
| 11         | 85°48'52.94" | 21°02'24.42" |
| 12         | 85°48'52.56" | 21°02'23.99" |
| 13         | 85°49'21.29" | 21°02'29.86" |

The user agency has furnished an undertaking duly countersigned by the DFO Cuttack Forest Division which is enclosed as **Sl.No.21 of Annexure-UT** to keep this area over 12.757 ha intact and maintain as an additional safety zone.

***Condition No- (xxxii)-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;***

In compliance to the above, the RCCF, Angul Circle has reported that the user agency has furnished an undertaking duly countersigned by the DFO Cuttack Forest Division that 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, which is enclosed as **Sl. No. 22 of Annexure-UT.**

***Condition No- (xxxiii)-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; and***

In compliance to the above, the RCCF, Angul Circle has reported that the user agency has furnished an undertaking duly countersigned by the DFO Cuttack Forest Division that 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. which is enclosed as **Sl. No. 23 of Annexure-UT.**

***Condition No- (xxxiv)-The user agency shall comply all the provisions of the 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.***

In compliance to the above, the RCCF, Angul Circle has reported that the user agency has furnished an undertaking duly countersigned by the DFO Cuttack Forest Division that 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, which is enclosed as **Sl. No. 24 of Annexure-UT.**

**Additional conditions imposed by the Govt. of Odisha, F&E Department vide letter No. 10F (Con) 195/2016/20247/F&E Dt 03.10.2017 is given as under:**

***Condition No-1. Consequent to imposition of stipulation No. 2 (xxxi), the change of land use plan, if any, may also be clearly be depicted in the lease map duly authenticated by concerned Mining Officer and DFO, Cuttack and furnish.***

In compliance to the above, the RCCF, Angul Circle has reported that the user agency has submitted the lease map showing the Moderately Dense Forest found near the southern ML boundary over 12.757 ha, which has been demarcated on ground and indicated on the proposed land use plan enclosed as **Plate No. V (A).** The land use break up has been revised and authenticated by concerned Mining Officer and DFO, Cuttack Division which is enclosed as **Annexure-AA.**

***Condition No- (A)-The Safety Zone area around the proposed mining and dumping area to be planted by the User Agency is to be maintained as green belt.***

In compliance to the above, the RCCF, Angul Circle has reported that the user agency has furnished an undertaking duly countersigned by the DFO Cuttack Forest Division to plant trees around proposed mining and dumping area and maintain this area as green belt which is enclosed as **Sl.No.25 of Annexure-UT.**

**Condition No- (B)-The lessee shall deposit the differential cost of proportionate contribution towards Regional Wildlife Management Plan at revised rate of Rs.58, 000/- in Adhoc CAMPA Account.**

In compliance to the above, the RCCF, Angul Circle has reported that the user agency has deposited Rs.76,54,180/- towards cost of Regional Wildlife Management Plan on dt 04.07.2009 as per the details given below:

| <b>Amount</b>  | <b>DD No &amp; date</b>  |
|----------------|--|
| Rs.76,54,180/- | i. 495385 to 495392<br>dt.04.07.2009<br>(Rs 9.0lakh X 8 nos)<br>(Rs 72,00,000/-) |
|                | ii. 495393 dt 04.07.2009<br>(Rs 4,54,180/-)                                      |

Since the entire amount as per the demand raised by the DFO, Cuttack Division has already been deposited, no differential amount is due as per the letter of the Special Secretary to Government of Odisha, FE &CC Department vide No.10F (Cons) 108/2015-3572/F&E dt 15.02.2018. The copy of the letter by the State Govt., demand letter of DFO, Cuttack Forest Division and payment details are enclosed as **Annexure-AB series**.

**Condition No- (C)-Phased reclamation plan shall be approved by competent authority for execution at project cost.**

In compliance to the above, the RCCF, Angul Circle has reported that the user agency has submitted the reclamation plan, which has been approved by IBM and enclosed herewith as **Annexure-AC**.

In this regard, the user agency has submitted an undertaking duly countersigned by the DFO Cuttack Forest Division to execute the scheme at project cost which is enclosed as **Sl.No.26 of Annexure-UT**.

**Condition No-2(D)-As recommended by RCCF, Angul, RCC wall shall be constructed by the User Agency along the Damsal nallah which is a tributary of Brahmani river to avoid water contamination and pollution**

In compliance to the above, the RCCF, Angul Circle has reported that the user agency has submitted a scheme to construct a RCC wall along the Damsal Nallah, which has been approved by RCCF, Angul Circle, Angul on dt 09.12.2021, with a total financial outlay of Rs 2,19,81,100/-. The copy of the approved scheme is enclosed as **Annexure-AD**.

In this regard, the user agency has furnished an undertaking duly countersigned by the DFO Cuttack Forest Division to execute the scheme at project cost, which is enclosed as **Sl.No.27 of Annexure-UT**.

**Condition No-2(E)-Detailed land use plan indicating forest land already diverted, forest land now applied for diversion and non-forest land as per record as on 25.10.1980 shall be furnished.**

In compliance to the above, the RCCF, Angul Circle has reported that the user agency has submitted the revised land use plan as mentioned is enclosed herewith as **Plate No. V (A)**.

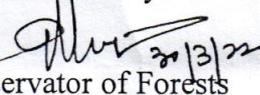
**Condition No-2(F)-Lease profile of lessee shall be furnished.**

In compliance to the above, the RCCF, Angul Circle has reported that the user agency has submitted the Lease profile which is enclosed as **Annexure-AE**.

In view of the above, the compliance to the conditions imposed by the Government of India, Ministry of Environment, Forest & Climate Change(FC Division), New Delhi as well as Condition of State Government is sent herewith for consideration & according final approval for diversion of balance forest land of 162.42 ha including 24.150 ha of forest land to be maintained as safety zone (as per sabik settlement records as on 25.10.1980) excluding the 104.79 ha of forest land already diverted pertaining to total mining lease 382.709 ha of Sukurangi Chromite Mines of M/s OMC Ltd. Spread over village like, Kamarda, Saruabil, Sukurangi, Tailangi & Forest Block No. 27 of Mahagiri DPF in Sukinda Tahasil of Jajpur District under Cuttack Forest Division, Odisha during extended period of mining lease up to 31.03.2020 as per MMDR Act, 2015 under Section-2(ii) Forest (Conservation) Act, 1980.

Yours faithfully

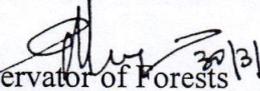
Encl: **Stage-I compliance in one set**

  
Chief Conservator of Forests

Forest Diversion & Nodal Officer, FC Act

✓ Memo No. 7343 /Dt. 30.03.2022

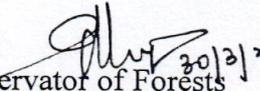
Copy along with one set of Stage-I compliance forwarded to the Additional Chief Secretary to Government in Forest, Environment & Climate Change Department, Government of Odisha, Kharvel Bhawan, Bhubaneswar for kind information and necessary action with reference to FE&CC Deptt. Letter No.10F (Cons) 195/2016-20247/ F&E dated 03.10.2017.

  
Chief Conservator of Forests

Forest Diversion & Nodal Officer, FC Act

✓ Memo No. 7344 /Dt. 30.03.2022

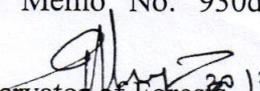
Copy along with one set of Stage-I compliance forwarded to the Deputy Director General of Forests (Central), GoI, MoEF & CC, Integrated Regional Office, Chandrasekharpur, Bhubaneswar-751023 for information.

  
Chief Conservator of Forests

Forest Diversion & Nodal Officer, FC Act

✓ Memo No. 7345 /Dt. 30.03.2022

Copy forwarded to the Regional Chief Conservator of Forests, Angul Circle for information and necessary action with reference to his office Memo No. 930 dated 02.03.2022.

  
Chief Conservator of Forests

Forest Diversion & Nodal Officer, FC Act

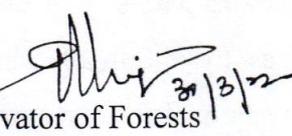
Memo No. 7346 /Dt. 30.03.2022

Copy forwarded to the Divisional Forest Officer, Forest Division, Cuttack Forest Division for information and necessary action with reference to Memo No.931 dated 02.03.2022 of RCCF, Angul Circle to his address.

  
Chief Conservator of Forests  
Forest Diversion & Nodal Officer, FC Act

Memo No. 7347 /Dt. 30-03-2022

Copy forwarded to the Executive Director (F&E), OMC Ltd., OMC House, PO Box No.34, Bhubaneswar for information and necessary action with reference to Memo No.932 dated 02.03.2022 of RCCF, Angul Circle to his address.

  
Chief Conservator of Forests  
Forest Diversion & Nodal Officer, FC Act

Diversion  
02/04/2022