



STATE FOREST HEADQUARTERS
OFFICE OF THE PRINCIPAL CHIEF CONSERVATOR OF FORESTS, ODISHA
BHUBANESWAR

No.
Dated, Bhubaneswar the

/9F (Misc) - 51/2020
September, 2021

From

Uma Nanduri, IFS
Additional Principal CCF (FD & NO, FC Act)
O/o the PCCF, Odisha, Bhubaneswar Odisha

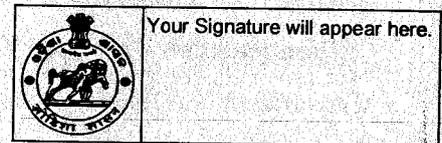
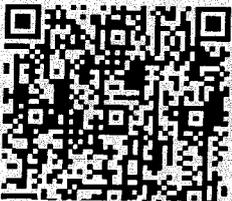
To

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

Sub: Proposal seeking prior approval under the Forest (Conservation) Act, 1980 for non-forestry use of 86.479 ha of forest land, comprising of 85.175 ha of fresh forest land and 1.304 ha re-diversion of forest land (which is part of 11.912 ha forest land, granted Stage-II approval by ERO, MoEF & CC on 29.05.2020) in favour of M/s OMC Ltd for construction of overhead piped conveyor belt from Kurmitar ML Boundary to proposed Railway Siding in Tahasil Lahunipara, District-Sundargarh (Odisha) - Stage-I Compliance regarding.

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 Letter No. F. No. 8-113/2000-FC(Vol-III) dated 04.02.2021 for non-forestry use of 86.479 ha of forest land, comprising of 85.175 ha of fresh forest land and 1.304 ha re-diversion of forest land (which is part of 11.912 ha forest land, granted Stage-II approval by ERO, MoEF & CC on 29.05.2020) in favour of M/s OMC Ltd for construction of overhead piped conveyor belt from Kurmitar ML Boundary to proposed Railway Siding in Tahasil Lahunipara, District-Sundargarh, Odisha subject to fulfillment of 11 No. of conditions prior to handing over of forest land by the State Forest Department and 23 No. of conditions after handing over of forest land to the user agency stipulated therein. Further, Government in F,E & CC Department, Odisha have imposed 03(three) No. of additional conditions. 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 basing on the report of DFO, Bonai Forest Division and RCCF, Rourkela Circle are as follows



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A. Conditions which need to be complied prior to handing over of forest land by the State Forest Department and compliance is to be submitted prior to Stage-II approval.

1. Compensatory Afforestation.

Condition No.(i) : Compensatory Afforestation, in lieu of forest land being diverted, shall be raised over 85.175 ha of non-forest land by the State Forest Department at the cost of User Agency.

Compliance:- In compliance to the above, a scheme for raising compensatory afforestation over 85.175 ha of Govt. non-forest land has been identified in village Champachuan under Thuamul-Rampur Tahasil of Kalahandi (South) Forest Division in Kalahandi District which has been technically approved by PCCF(FD & NO, FC Act) for Rs 4,42,30,400/- at wage rate of Rs 303.40 per manday, for Rs 4,47,92,000/- at wage rate of Rs 308/- per manday and subsequently for Rs.4,51,43,600/- at current wage rate of Rs 311/- per manday by the Addl.PCCF(FD & NO, FC Act). A copy of the CA Scheme alongwith the financial outlay is enclosed as **Annexure -1.**

In this context, it is pertinent to mention that the user agency has deposited the total cost of Rs 4,51,43,600/- towards compensatory afforestation in two phases. In the first phase, the user agency has deposited Rs 4,47,92,000/- (Rupees four crores forty seven lakhs and ninety two thousand) @ Rs 308/- per manday through online portal in the account of State Specific CAMPA vide **UTR No. UBINJ21102281985 dated 12.04.2021** in ORISSA CAMPA A/C **1508219944967534** of Union Bank of India, Lodhi Complex Branch, New Delhi. The copy of receipt in support of the aforesaid payment submitted by the RCCF, Rourkela Circle is enclosed as **Annexure-2.**

In the second phase, the user agency has deposited Rs 7,05,06,100/- which includes Rs.3,51,600/- (Rupees three lakhs fifty one thousand and six hundred) only towards the differential amount of CA (cost of CA of Rs. 4,51,43,600/- @ Rs.311/- per MD – cost of CA of Rs.4,47,92,000/- @ Rs.308/- per MD) through online portal in the account of State Specific CAMPA vide **UTR No. UBINJ21209864503 dated 28.07.2021** in ORISSA CAMPA A/C **1508219944967481** of Union Bank of India, Lodhi Complex, New Delhi. The copy of receipt in support of the aforesaid payment submitted by the RCCF, Rourkela Circle is enclosed as **Annexure-3.**

Further, it is to inform that the above Govt. non-forest land has already been transferred and mutated in favour of Forest & Environment Department, Odisha, Bhubaneswar, C/o DFO, Kalahandi South Division and RoR has been issued by the Tahasildar, Th.Rampur vide Khata No.114/1 which is enclosed as **Annexure-4.** Further, the said Govt. non-forest land has already been declared as “**Champachuan Protected Forest**” U/s-33 of the Orissa Forest Act,1972 vide Govt. of Odisha, F&E Department Notification No.10485/F&E dated 11.06.2021. A copy of the said notification is enclosed as **Annexure-5.**

Condition No.(ii) : *The cost of compensatory afforestation at the prevailing wage rates as per compensatory afforestation scheme and the cost of survey, demarcation and erection of permanent pillars if required on the CA land shall be deposited in advance with the Forest Department by the project authority. The CA will be maintained for 10 years. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.*

Compliance:- In compliance to the above, a scheme for raising compensatory afforestation over 85.175 ha of Govt. non-forest land has been identified in village Champachuan under Thuamul-Rampur Tahasil of Kalahandi (South) Forest Division in Kalahandi District which has been technically approved by PCCF(FD & NO, FC Act) for Rs 4,42,30,400/- at wage rate of Rs 303.40 per manday, for Rs 4,47,92,000/- at wage rate of Rs 308/- per manday and subsequently for Rs.4,51,43,600/- at current wage rate of Rs 311/- per manday by the Addl.PCCF(FD & NO, FC Act). A copy of the CA Scheme alongwith the financial outlay is enclosed as **Annexure -1**.

In this context, it is pertinent to mention that the user agency has deposited the total cost of Rs 4,51,43,600/- towards compensatory afforestation in two phases. In the first phase, the user agency has deposited Rs 4,47,92,000/- (Rupees four crores forty seven lakhs and ninety two thousand) @ Rs 308/- per manday through online portal in the account of State Specific CAMPA vide UTR No. UBINJ21102281985 dated 12.04.2021 in ORISSA CAMPA A/C 1508219944967534 of Union Bank of India, Lodhi Complex Branch, New Delhi. The copy of receipt in support of the aforesaid payment submitted by the RCCF, Rourkela Circle is enclosed as **Annexure-2**.

In the second phase, the user agency has deposited Rs 7,05,06,100/- which includes Rs 3,51,600/- (Rupees three lakhs fifty one thousand and six hundred) only towards the differential amount of CA (cost of CA of Rs. 4,51,43,600/- @ Rs.311/- per MD – cost of CA of Rs.4,47,92,000/- @ Rs.308/- per MD) through online portal in the account of State Specific CAMPA vide UTR No. UBINJ21209864503 dated 28.07.2021 in O RISSA CAMPA A/C 1508219944967481 of Union Bank of India, Lodhi Complex, New Delhi. The copy of receipt in support of the aforesaid payment submitted by the RCCF, Rourkela Circle is enclosed as **Annexure-3**.

Further, the C.A. Scheme over 85.175 ha with financial outlay of Rs 4,51,43,600 includes Rs 56,05,727/- towards the cost of barbed wire fencing of 8169.41 RMT over the entire boundary of the CA area of 85.175 ha proposed for plantation. The approved cost includes cost of survey, demarcation and fixing of RCC pillars. The entire cost of CA has been deposited by the User Agency as detailed above. Further, the cost norm provided for Bald hill block plantation in the C.A. Scheme has been made for 10 years maintenance. Besides, there is a provision of 20% escalation cost for anticipated cost increase for works scheduled for subsequent years.

Condition No.2: *The State Government shall charge the Net Present Value (NPV) for the 85.175 ha forest area to be diverted under this proposal from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 30/10/2002, 01/08/2003, 28/03/2008, 24/04/2008 and 09/05/2008 in IA No. 566 in WP (C)No.202/1995 and as per the guidelines issued by the Ministry vide letters No. 5- 1/1998-FC (Pt.II) dated 18/09/2003, as well as letter No. 5-2/2006-FC dated 03/10/2006 and 5-3/2007-FC dated 05/02/2009 in this regard; (Condition modified vide Corrigendum Letter No.8-113/2000-FC (Vol-III) dt.8.2.2021 of the MoEF & CC)*

Compliance:- In compliance to the above, as per the demand notice issued by the DFO, Bonai Forest Division vide his Lr. No. 3335 dated 06.04.2021 which is enclosed as **Annexure-6**, the user agency has deposited a sum of Rs 8,69,74,089/- which includes NPV amount of Rs 7,99,79,325/- (85.175 ha x Rs 9.39 lakh) (Rupees seven crores ninety nine lakhs seventy nine thousand and three hundred twenty five) only through online portal in the account of State Specific CAMPA vide UTR No. **UBINJ21109634976** dated **19.04.2021** in ORISSA CAMPA A/C **1508219944967465** of Union Bank of India, Lodhi Complex Branch, New Delhi. The copy of receipt in support of the aforesaid payment submitted by the RCCF, Rourkela Circle is enclosed as **Annexure-7**.

The DFO, Bonai Division has reported that, the above said forest area proposed for diversion falls under Eco Value Class-1 and the canopy density is 0.5.

Condition No.3: Compensatory levies to be realized from the User Agency under the project shall be transferred/deposited, through e-challan, into the account of CAMPA pertaining to the State concerned through e-portal (<https://parivesh.nic.in/>);

Compliance:- In compliance to the above, all the compensatory levies have been transferred by the user agency through challan generated online through e-portal(<https://parivesh.nic.in/> and deposited in appropriate bank online only. The details of funds deposited in State Specific CAMPA in the prescribed format duly signed by the DFO, Bonai Forest division and countersigned by the Addl. PCCF (FD & NO, FC Act) is enclosed as **Annexure- 8**.

Sl No.	Type of deposit {NPV/CA/ RWLMP/ Others (specify)}	Whether by RTGS /DD / NEFT (Specify)	UTR/ DD No.	Amount deposited (in Rs)	Date of deposit	Name of Bank from which amount transferred to account of CAF	Bank Account of CAF managed by CAMPA in which fund deposited
i)	NPV	Online	UBINJ21109634976	8,69,74,089/- (which includes Rs 7,99,79,325/- towards NPV, and Rs 69,94,764/- towards RWLMP)	19.4.2021	Union Bank of India, OMC Campus, Branch	A/c No. 1508219944967465 Union Bank of India, Lodhi Complex Branch, Block-II, CGO Complex, Phase-I, Lodhi Road New
ii)	Regional Wildlife Management Plan fund.						
iii)	Compensatory Afforestation	Online	UBINJ21102281985	4,47,92,000/-	12.4.2021	Union Bank of India, OMC Campus, Branch	A/c No. 1508219944967534 Union Bank of India, Lodhi Complex Branch, Block-II, CGO Complex, Phase-I, Lodhi Road New Delhi

iv)	Site Specific Wildlife Conservation Plan	Online	UBINJ21209864503	7,05,06,100/- (which includes Rs 5,88,51,600/- towards SSWLCP, Rs 3,51,600/- towards differential C.A. and Rs 1,13,02,900/- towards ANR plantation in 500 meter of dispatch areas)	28.7.2021	Union Bank of India, OMC Campus, Branch	A/c No. 1508219944967481 Union Bank of India, Lodhi Complex Branch, Block-II, CGO Complex, Phase-I, Lodhi Road New Delhi
v)	Differential Compensatory Afforestation						
vi)	ANR Plantation in 500 meter of dispatch areas.						

Condition No.4: On analysis on DSS it was observed that a seasonal water stream/nalah exists on South-west boundary of the proposed dispatch area-2 is adjoining a seasonal water stream/nalah. The area between the banks of this seasonal stream/nalah and the proposed dispatch area-2 shall be mapped and a green belt with native species shall be raised and maintained at the cost of user agency to protect the seasonal stream/nalah. Soil and moisture conservation measures in the dispatch area shall be planned and implemented at the cost of the user agency and effective measures shall be used by the user agency to prevent Iron ore leaching from the dispatch areas.

Compliance-: In compliance to the above, a Scheme has been prepared for plantation between the banks of the seasonal nalah and the proposed dispatch area-2 for development of green belt with Soil and Moisture Conservation measures in the dispatch area to prevent Iron Ore leaching from the dispatch area which has been technically approved by the RCCF, Rourkela Circle for Rs 3,32,84,200/- at current wage rate of Rs 311/- per manday which is enclosed as **Annexure-9**. Besides, the User Agency has submitted an undertaking to implement the said Scheme as per approved cost which is enclosed at **Sl. No 1 of Annexure-10**.

Condition No.5: It shall be ensured that the trestles (pillars) of proposed conveyer belt are sufficiently high so that the movement of wildlife particularly elephant in the area is not hampered. A Site-Specific Wildlife Conservation Plan shall be prepared and approved by the competent authority and the cost of its preparation and implementation shall be borne by the user agency. The user agency shall also make proportionate contribution towards the cost of the Regional Wildlife Management Plan prepared and approved by the competent authority.

Compliance-: In compliance to the above, a Site Specific Wildlife Conservation Plan for Rs 588.516 Lakh has been approved by the PCCF (WL) & CWLW, Odisha, Bhubaneswar vide his Letter No.6963 dt.23.7.2021 for implementation of activities in project as well as impact zone which is enclosed as **Annexure-11**.

The user agency has deposited Rs 7,05,06,100/- which includes Rs 5,88,51,600/- (Rupees five crores eighty eight lakhs fifty one thousand and six hundred) only towards the cost of **Site Specific Wildlife Conservation Plan** through online portal in the account of State Specific CAMPA vide UTR No. UBINJ21209864503 dated 28.07.2021 in O RISSA CAMPA A/C 1508219944967481 of Union Bank of India, Lodhi Complex, New Delhi. The copy of receipt in support of the aforesaid payment submitted by the RCCF, Rourkela Circle is enclosed as **Annexure-3**.

Further, the User Agency has also deposited Rs.8,69,74,089/- which includes **Rs 69,94,764/-** (Rupees sixty nine lakhs ninety four thousand seven hundred and sixty four) only towards the cost of **Regional Wildlife Management Plan** through online portal in the account of State Specific CAMPA vide UTR No. **UBINJ21109634976** dated **19.04.2021** in ORISSA CAMPA A/C **1508219944967465** of Union Bank of India, Lodhi Complex Branch, New Delhi. The copy of receipt in support of the aforesaid payment submitted by the RCCF, Rourkela Circle is enclosed as **Annexure-7**.

Further, the DFO, Bonai Division has reported that a total of 340 trestles have been proposed in the entire conveyor corridor which includes 121 No. of trestles in Conveyor-1 and 219 No. trestles in Conveyor-2. One special Chapter(Chapter 3A) with the heading - "Design of the trestles of the pipe conveyor belt without obstructing the free movement of elephants in the project area" has been included in the Site Specific Wildlife Conservation Plan (**Chapter-3A**), which elaborates the details of trestles heights and movement of path of wildlife particularly elephants. A copy of the Site Specific Conservation Plan is enclosed as **Annexure 11A(One Volume)**.

Condition No.6: The State Forest Department shall also prepare a scheme of Assisted Natural Regeneration of the forest in 500 meter perimeter of the dispatch areas with a view to create dense green cover so as to minimise dust and other pollution on rest of the forest, and implement it at the cost of the user agency.

Compliance-: In compliance to the above, a Scheme for Assisted Natural Regeneration of the forest in 500 meter perimeter of the dispatch areas with a view to create dense green cover so as to minimize dust and other pollution on rest of the forest has been prepared which has been technically approved by the RCCF, Rourkela for **Rs 1,13,02,900/-** at the current wage rate of **Rs 311/- per MD**. A copy of the said scheme is enclosed as **Annexure-12**. The User Agency has deposited has deposited Rs 7,05,06,100/- which includes **Rs 1,13,02,900/-** through online portal in the account of State Specific CAMPA vide UTR No. **UBINJ21209864503** dated **28.07.2021** in ORISSA CAMPA A/C **1508219944967481** of Union Bank of India, Lodhi Complex, New Delhi. The copy of receipt in support of the aforesaid payment submitted by the RCCF, Rourkela Circle is enclosed as **Annexure-3**.

Condition No.7: The User agency will undertake comprehensive soil conservation measures at the project cost in consultation with the State Forest Department in the forest area being diverted. A scheme of the same shall be submitted along with compliance of Stage-I approval.

Compliance-: In compliance to the above, a Scheme has been prepared for comprehensive soil conservation measures which has been technically approved by the RCCF, Rourkela for **Rs 15,20,800/-** at the current wage rate of **Rs 311/- per MD**. A copy of the said scheme is enclosed as **Annexure-13**. Besides, the User Agency has submitted an undertaking to implement the said scheme as per approved cost which is enclosed at **Sl.No. 2 of Annexure-10**.

Condition No.8: The User agency in consultation with the State Forest Department shall prepare a detailed scheme for creation and maintenance of plantation of dwarf species (preferably medicinal plants) for its implementation in right of way under the conveyor belt at the project cost.

Compliance:- In compliance to the above, a scheme has been prepared for creation and maintenance of plantation of dwarf species (preferably medicinal plants) for its implementation in right of way under the conveyor belt which has been technically approved by the RCCF, Rourkela for Rs 21,67,600/- at the current wage rate of Rs 311/- per MD. A copy of the said scheme is enclosed as **Annexure-14**. Besides, the User Agency has submitted an undertaking to implement the said Scheme as per approved cost which is enclosed at **Sl.No. 3 of Annexure-10**.

Condition No.9: The cost of felling of trees shall be deposited by the User Agency with the State Forest Department.

Compliance:- In compliance to the above, the User Agency has submitted an undertaking to deposit the cost of felling of trees to OFDC on receiving the demand for the same which is enclosed at **Sl. No. 9 of Annexure-10**.

Condition No.10: The State Government shall ensure that User Agency obtains clearance under the provisions of Scheduled tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 in accordance with the relevant guidelines issued by the MoEF & CC in this regard and a report on the same is submitted to the Ministry along with compliance of Stage-I approval.

Compliance:- In compliance to the above, the Addl. District Magistrate, Sundargarh has issued certificate regarding compliance of Scheduled Tribes and other Traditional Forest Dwellers (Recognition of Forest Right) Act, 2006 over 86.479 ha of forest land vide his Letter No.2453 dt.28.9.2020. A copy of the same alongwith its enclosures is enclosed as **Annexure-15**.

Condition No.11: The KML files of diverted area and CA areas shall be uploaded on E-green watch portal with all requisite details prior to Stage-II approval.

Compliance:- In compliance to the above, the DFO, Bonai division has reported that the said project has not yet been listed in the E-green watch portal for which mapping has not been done. The KML file of the diverted area and CA areas will be uploaded on E-green watch portal when the said project is listed in the said portal.

B . Conditions which need to be complied on field after handing over of forest land to the user agency by the State Forest Department but the compliance in form of undertaking shall be submitted prior to Stage-II approval.

Condition No.1: Legal status of the diverted forest land shall remain unchanged.

In compliance to the above, the User Agency has submitted an undertaking that the legal status of the forest land proposed for diversion shall remain unchanged which is enclosed at **Sl. No. 5 of Annexure-10**.

Condition No.2: Additional amount of the NPV of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall be charged by the State Government from the User Agency.

In compliance to the above, the User Agency has furnished an undertaking to pay the additional amount of NPV, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India which is enclosed at Sl. No. 6 of Annexure-10.

Condition No.3: After construction of the proposed overhead conveyer belt, State government will ensure that transportation of ore from the mines through existing road gets discontinued in a phased and time bound manner. To maximize utilization of the conveyor belt facility, user agency shall not transport any ore material through road beyond a permissible quantity as specified by the State Government from time to time.

In compliance to the above, the User Agency has furnished an undertaking to discontinue transport of the ore from the mines through existing road in a phased and time bound manner to maximize utilization of the conveyor belt facility and shall not transport any ore material through road beyond a permissible quantity as specified by the State Government from time to time which is enclosed at Sl. No. 7 of Annexure-10.

Condition No.4: It was noticed during DSS analysis that 0.983 ha forest area is proposed to be used for infrastructure purpose adjoining the dispatch area-1. Since this is an isolated area, use of forest land for non-forestry purpose was not allowed considering larger impact it will have on remaining forest. Moreover, the user agency has sufficient area available, for this purpose in the land which had already been diverted in its favour.

In compliance to the above, the User Agency has furnished an undertaking not to use the isolated patch of 0.983 ha of forest area for infrastructure purpose which is enclosed at Sl. No. 8 of Annexure-10.

Condition No.5: Earlier approval was accorded for the parent proposal, i.e. use of forest area for mining in Kurmitar Iron and Manganese Mines vide this Ministry letter No.8-113/2000-FC (Vol.II) dated 29th November 2018. Compliance of the conditions specified in the approval shall be submitted by the State Government;

In compliance to the above, the User Agency has submitted the compliance of the conditions stipulated in the approval order issued vide Letter No.8-113/2000-FC (Vol.II) dt.29.11.2018 of the MoEF & CC which has been countersigned by the DFO, Bonai Forest Division. A copy of the said compliance is enclosed as Annexure-16.

Condition No.6: Besides, it is also to be ensured that title of the proposal should get changed as it also includes 1.304 ha of forest area for re-diversion. The title of the proposal stands modified as under to avoid any confusion for future reference.

Proposal for diversion of 85.175 ha of fresh forest land and 1.304 ha re-diversion of Forest land (which is a part of 11.912 ha forest land, for which Stage-II approval has already been accorded by ERO, MoEF & CC on 29.05.2020) for construction of overhead piped conveyor belt from Kurmitar ML Boundary of OMC Ltd to new proposed Railway siding at Barsuan for transportation of mineral with provision for one dispatch area in between the route and the other at terminal point at Barsuan.

In compliance to the above, the DFO, Bonai Division has reported that the condition has been adhered to. Further, the User Agency has submitted an undertaking to refer the title of the proposal as *Proposal for diversion of 85.175 ha of fresh forest land and 1.304 ha re- diversion of Forest land (which is a part of 11.912 ha forest land, for which Stage-II approval has already been accorded by ERO, MoEF & CC on 29.05.2020) for construction of overhead piped conveyor belt from Kurmitar ML Boundary of OMC Ltd to new proposed Railway siding at Barsuan for transportation of mineral with provision for one dispatch area in between the route and the other at terminal point at Barsuan* which is enclosed at **Sl. No. 9 of Annexure-10.**

Condition No.7: No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.

In compliance to the above, the User Agency has furnished an undertaking that no additional or new path will be constructed by OMC inside the forest area for transportation of construction materials for execution of the project work which is enclosed at **Sl. No. 10 of Annexure-10.**

Condition No.8: Overburden, if any to be generated from the project, shall not be dumped outside the width of the proposed conveyor corridor. The muck generated in the earth cuttings will be disposed of at the designated dumping sites and in no case the muck/debris will be allowed to roll down the hill slopes.

In compliance to the above, the User Agency has furnished an undertaking that the generated overburden from the project shall not be dumped by OMC outside the width of the proposed conveyor corridor and the muck generated due to earth cuttings will be disposed of at the designed dumping sites to prevent it from rolling down the hill slopes which is enclosed at **Sl. No. 11 of Annexure-10.**

Condition No.9: 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 DFO, Bonai Forest Division has reported that the boundary of the diverted forest land, mining lease and safety zone, as applicable, has been demarcated on the 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.

Further, the DFO, Bonai Division has submitted the photographs in support of proof of the work completed in the area which is enclosed as **Annexure-16 A.**

Condition No.10: 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, this item of work does not find place in the list of project activities that require EC under EPA 1986. The relevant pages of EIA Notification are enclosed herewith as **Annexure-17.**

Condition No.11: No labour camp shall be established on the forest land and the User Agency shall provide alternate 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 User Agency has furnished an undertaking that no labour camp shall be established on the forest land and OMC shall provide 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 which is enclosed at Sl. No. 13 of Annexure-10.

Condition No.12: The layout plan of the proposal shall not be changed without the prior approval of the Central Government.

In compliance to the above, the User Agency has furnished an undertaking not to change the layout plan of the proposal without the prior approval of the Central Government which is enclosed at Sl. No. 14 of Annexure-10.

Condition No.13: The forest land shall not be used for any purpose other than that specified in the proposal.

In compliance to the above, the User Agency has furnished an undertaking that the forest land shall not be used by OMC for any purpose other than that specified in the proposal which is enclosed at Sl. No. 15 of Annexure-10.

Condition No.14: 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 User Agency has furnished an undertaking to ensure 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 at Sl. No. 16 of Annexure-10.

Condition No.15: No damage to the flora and fauna of the adjoining area shall be caused.

In compliance to the above, the User Agency has furnished an undertaking to ensure that no damage to the flora and fauna of the adjoining area shall be caused which is enclosed at Sl. No. 17 of Annexure-10.

Condition No.16: The user agency shall explore the possibility of translocation of maximum number of trees identified to be felled and shall ensure that 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 User Agency has furnished an undertaking to explore the possibility of translocation of maximum number of trees identified to be felled and shall ensure 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 at Sl. No. 18 of Annexure-10.

Condition No.17: The period of diversion under this approval shall be co-terminus with the period of diversion to be granted in favour of the user agency or the project life, whichever is less.

In compliance to the above, the User Agency has furnished an undertaking to maintain the period of diversion co-terminus with the lease period which is enclosed at **Sl. No. 19 of Annexure-10.**

Condition No.18: The mining lease holder shall, after ceasing mining operations, undertake re-grassing of the mining area and any other areas which may have been disturbed due to their mining activities and restore the land to a condition which is fit for growth of fodder, flora, fauna, etc.

In compliance to the above, the User Agency has furnished an undertaking to undertake re-grassing of the mining area and any other areas which may have been disturbed due to their mining activities and restore the land to a condition which is fit for growth of fodder, flora, fauna etc. after the mining operation is ceased which is enclosed at **Sl. No. 20 of Annexure-10.**

Condition No.19: 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 regularly.

In compliance to the above, the User Agency has furnished an undertaking to submit the annual self-compliance report to the State Government, IRO, Bhubaneswar and to MoEF & CC, New Delhi by the end of March every year regularly which is enclosed at **Sl. No. 21 of Annexure-10.**

Condition No.20: The user agency shall comply all the provisions of the all Acts, Rules, Regulations, Guidelines, Hon'ble Court Order (s) and NGT 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 User Agency has furnished an undertaking to comply all the provisions of the all Acts, Rules, Regulations, Guidelines, Hon'ble Court Order (s) and NGT Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project which is enclosed at **Sl. No. 22 of Annexure-10.**

Condition No.21: 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.

In compliance to the above, the User Agency has furnished an undertaking to comply any other condition to be stipulated by IRO, Bhubaneswar from time to time, in the interest of conservation, protection and development of forests & wildlife which is enclosed at **Sl. No. 23 of Annexure-10.**

Condition No.22: The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).

In compliance to the above, it is to state that that the user agency has uploaded the Stage-I compliance report on e-portal. (<https://parivesh.nic.in/>).

Condition No.23: Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as prescribed in para 1.21 of Chapter 1 of the Handbook of comprehensive guidelines of Forest (Conservation) Act, 1980 as issued by this Ministry's letter No. 5-2/2017-FC dated 28.03.2019.

In compliance to the above, the User Agency has furnished an undertaking to abide by the guidelines of Forest (Conservation) Act, 1980 as issued vide Letter No.5-2/2017-FC dated 28.3.2019 of the MoEF & CC which is enclosed at **Sl. No. 25 of Annexure-10.**

**Additional Condition issued by the State Govt. vide Letter No.3805/F&E
dt.22.02.2021**

Condition No.(i): The User Agency shall pay the evaluated royalty of trees existing over forest land before commencement of work on final forest clearance.

In compliance to the above, the User Agency has furnished an undertaking that the evaluated royalty of trees existing over forest land will be deposited which is enclosed at **Sl. No. 1 of Annexure-UT/1.**

Condition No.(ii): Tree should be felled only when it is absolutely necessary and in a phased manner.

In compliance to the above, the User Agency has furnished an undertaking that tree will be felled only when it is absolutely necessary and in a phased manner which is enclosed at **Sl. No. 2 of Annexure-UT/1.**

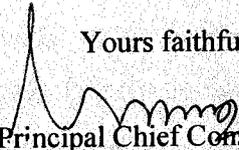
Condition No.(iii): In case, CTE / CTO are required for this infrastructure project, the same shall be obtained by the User Agency from the competent authority.

In compliance to the above, the User Agency has furnished an undertaking to move SPCB for grant of CTE / CTO after obtaining Stage-II forest clearance which is enclosed at **Sl. No. 3 of Annexure-UT/1.**

In view of the above, the compliance to the conditions imposed by the GoI, MoEF & CC, New Delhi as well as the State Government is sent herewith for accordng final approval for seeking prior approval under the Forest (Conservation) Act, 1980 for non-forestry use of 86.479 ha of forest land, comprising of 85.175 ha of fresh forest land and 1.304 ha re-diversion of forest land (which is part of 11.912 ha forest land, granted Stage-II approval by ERO, MoEF & CC on 29.05.2020) in favour of M/s OMC Ltd for construction of overhead piped conveyor belt from Kurmitar ML Boundary to proposed Railway Siding in Tahasil Lahunipara, District-Sundargarh, Odisha.

Encl: Stage-I Compliance in one set

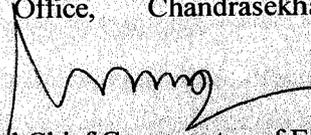
Yours faithfully,


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

Memo No. / Dt.

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 and necessary action.

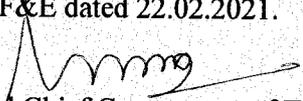
Encl: Stage-I Compliance in one set


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

✓
Memo No. 15519 /Dt. 07.09.2021

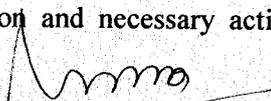
Copy along with one set of Stage-I compliance forwarded to the Additional Chief Secretary to Government, Forest & Environment Department, Odisha, Bhubaneswar for information and necessary action with reference to F&E Department letter No.3805/F&E dated 22.02.2021.

Encl: Stage-I Compliance in one set


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

Memo No. /Dt.

Copy forwarded to the RCCF, Rourkela Circle for information and necessary action with reference to his memo no. 2200 dated 13.08.2021.


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

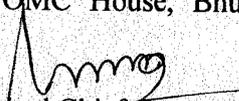
Memo No. /Dt.

Copy forwarded to the Divisional Forest Officer, Bonai Forest Division for information and necessary action with reference to Memo. No. 2201 dated 13.08.2021 of RCCF, Rourkela Circle to his address.


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

Memo No. Dt.

Copy forwarded to the Managing Director, OMC Ltd, OMC House, Bhubaneswar for information and necessary action.


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

Division
08/09/2021