

No.M1/MNG/CR-3/2003-04(BRG)

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Office of the
Chief Conservator of Forests,
Ballari Circle, Ballari.
Dated: 13-02-2024.

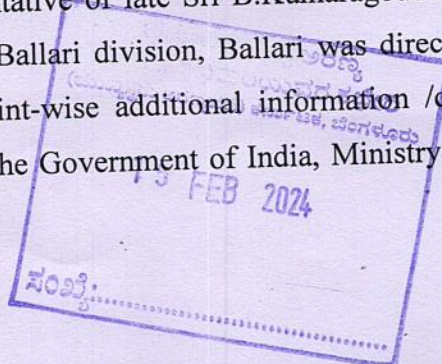
To, ✓
The Principal Chief Conservator of Forests
(Forest Conservation),
Aranya Bhavan,
Bengaluru.

Sir,

Sub:-Diversion of 19.206 ha for forest land in Swamy Malai (SM) Forest Block in Sandur South Range, Sandur Taluk, Ballari District for establishing Downhill Pipe Conveyor System from haddinapade iron ore mine (ML No.2516) to proposed railways siding at Dharmapura in favour of Sri B.Rudra Gouda, Sandur, Ballari District as legal representative of late Sri B.Kumaragouda, Sandur.
(Proposal No.FP/KA/MIN/36226/2018 – reg.

- Ref:-1)Letter No.F.No.8-113/2013-FC(Vol) dated:15-10-2019and 19-07-2022 of the GoI, MoEF& CC, New Delhi.
2)Your Letter No.KFD/HOFF/A5-1/(MNG)/2/2018-FC dated:21-07-2022 addressed to the DCF, Ballari & copy marked to this office & user Agency.
3)This office letter of even No. dated:11-8-2022.
4)Letter No.M1/MNG/BKG/Conveyor belt/2018-19 dated:03-02-2024 of the Deputy Conservator of Forests, Ballari division, Ballari.

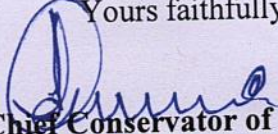
In light of the directions issued by your goodself in the letters (2) cited above and followed by the additional information /clarification /documents on the 08 points as sought for by the Government of India, Ministry of Environment, Forest & Climate Change, New Delhi, in its letter dated:19-07-2022 cited under reference (1) supra, after examining the compliance report on the various conditions as stipulated in the in-principle (Stage-I) approval accorded vide its order dated:15-10-2019 respectively in respect of diversion of 19.206 ha for forest land in Swamy Malai (SM) Forest Block in Sandur South Range, Sandur Taluk, Ballari District for establishing Downhill Pipe Conveyor System from haddinapade iron ore mine (ML No.2516) to proposed railways siding at Dharmapura in favour of Sri B.Rudra Gouda, Sandur, Ballari District as legal representative of late Sri B.Kumaragouda, Sandur. Accordingly, the Deputy Conservator of Forests, Ballari division, Ballari was directed vide this office letter (3) cited above to submit the point-wise additional information /clarification /documents on the 08 points as sought for by the Government of India, Ministry of Environment, Forest & Climate Change, New Delhi.



Accordingly, the Deputy Conservator of Forests, Ballari in his self contained letter (4) cited above has submitted the point-wise additional information /clarification /documents on the compliance report which was already submitted to the higher authorities, as sought for by the Government of India in its letter dated:19-07-2022 duly obtaining from the above user agency and later on getting them verified from his end for taking further needful action in the matter.

On verification of the additional information /clarification /documents as submitted by the Deputy Conservator of Forests, Ballari, the compliance of FRA 2006 has been obtained by the user agency, the translated english version of mutation register and RTC's, the encumbrance certificate of the patta lands which have been earmarked for raising compensatory afforestation plantation and other essential information as called for therein by the Government of India.

Therefore, I am submitting herewith the additional information in 3 sets for obtaining Stage-II final clearance in this instant establishment of Downhill Pipe Conveyor System from Haddinapade iron ore mine (ML No.2516) to proposed railways siding at Dharmapura in favour of Sri B.Rudra Gouda, Sandur, Ballari District as legal representative of late Sri B.Kumaragouda, Sandur.

Yours faithfully

Chief Conservator of Forests,
Ballari Circle, Ballari.

ಕರ್ನಾಟಕ ಸರ್ಕಾರ
GOVERNMENT OF KARNATAKA

ಉಪ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿಗಳು,
ಬಳ್ಳಾರಿ ವಿಭಾಗ, ಬಳ್ಳಾರಿ ರವರ ಕಛೇರಿ

Office of the
Deputy Conservator of Forests
Ballari Division, Ballari

ರೇಡಿಯೋ ಪಾರ್ಕ್, ಐಟಿಐ ಕಾಲೇಜ್ ಎದುರುಗಡೆ, ಕಿರು
ಮೃಗಾಲಯ ಆವರಣ, ಬಳ್ಳಾರಿ-583102

Radio Park, Opp. ITI College,
Mini Zoo Compound, Ballari
Telephone: 08392-240797

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No.M1/MNG/BKG/Conveyor belt/2018-19

6 - FEB 2024

Dated: 03.02.2024

To,

Chief Conservator of Forests,
Ballari Circle, Ballari.

Sir,

Sub : Diversion of 19.206 hectare of forest land in Swamy Malai (SM) Forest Block in Sandur South Range, Sandur taluk, Ballari District for establishing Downhill Pipe Conveyor System from haddinapade Iron Ore Mine (ML No.2516) to proposed railways siding at Dharmapura in favour of Sri. B. Rudra Gouda, Sandur, Ballari District, as Legal representative of late Sri. B. Kumaragouda, Sandur (Proposal No. FP/KA/MIN/36226/2018) - reg.,

- Ref : 1) Letter No. F.No. 8-113/2013-FC(Vol) Dt. 15.10.2019 of Government of India, Ministry of Environmental, Forest and Climate Change, New Delhi.
2) Letter No. KFD/HOFF/A5-1/(MNG)/2/2018-FC Dt. 08.11.2019 and 01.09.2020 of the Principal Chief Conservator of Forests (Forest Conservation), Bengaluru.
3) This office even number letter Dt. 03.12.2019 & 23.07.2020.
4) Letter No. ACF/TA/B/M/s.B.Kumaragouda/2019-20 Dt. 28.01.2020 of the Assistant Conservator of Forests, Ballari Sub-Division, Ballari.
5) M/s. B.Kumaragouda, Sandur letters Dt. 13.08.2020.
6) This office even number letter Dt.22.10.2020, 29.08.2022 & 25.09.2023.
7) Letter No. F.No.8-113/2003-FC (Vol) Dt.19.07.2022 of Government of India, Ministry of Environmental, Forest and Climate Change, New Delhi
8) Letter No. KFD/HOFF/A5-1/(MNG)/2/2018-FC Dt. 21.07.2022 of the Principal Chief Conservator of Forests (Forest Conservation), Bengaluru
9) Letter No.M1/MNG/CR-3/2003-04(BRG) Dt.11.08.2022 of the Chief Conservator of Forests, Ballari Circle, Ballari.
10) Letter No. TA/ACF/B/BKG/Conveyor belt/2022-23 Dt.17.01.2023 of the Assistant Conservator of Forests, Ballari Sub-Division, Ballari.

With reference to the above subject, the Ministry of Environment Forests and Climate Change, Government of India has accorded 'in principle' approval (Stage-I) under Section-2 of Forest (Conservation), Act-1980 for diversion of 19.206 hectare of forest land in Swamy Malai (SM) Forest Block in Sandur South Range, Sandur taluk, Ballari District for establishing Downhill Pipe Conveyor System from Haddinapade Iron Ore Mine (ML No. 2516) to proposed railways siding at Dharmapura in favour of Shri B. Rudra Gouda, Sandur, Ballari District, as Legal representative of late Sri. B. Kumaragouda, Sandur vide letter under Ref (1). In this regard, this office had already submitted the compliance report to conditions imposed in Stage-I approval vide letter under Ref(6).

Further, the Government of India has raised the EDS Query with certain shortcomings vide letter under Ref(7). In connection with, the Principal Chief Conservator of Forests (Forest Conservation), Bengaluru and the Chief Conservator of Forests, Ballari Circle, Ballari have directed the undersigned to submit information duly obtaining the same from the User Agency vide letters under Ref(8) & (9). In this regard, the office of the undersigned has directed the User Agency to submit the information as sought by the Government of India. The same has been received vide letter under Ref(10).

Therefore, I am herewith submitting the information as sought by the Government of India.

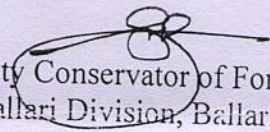
Sl. No.	Information sought	Information submitted
i	The State Govt. is requested to submit the complete compliance of FRA 2006.	The User Agency has submitted the complete compliance of FRA 2006 which is enclosed as Annexure-I.
ii	The State Govt. has submitted the Mutation Register and RTCs in vernacular language. In this regard the translated English version may be forwarded to this Ministry.	The User Agency has submitted the translated english version of Mutation Register and RTCs which are enclosed as Annexure-II.
iii	The State Govt. has not submitted the Encumbrance Certificate.	The User Agency has submitted the Encumbrance Certificate which is enclosed as Annexure-III.
iv	The State Govt. is requested to submit the the 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 State Forest Act as the case may be, before Stage-II approval.	The User Agency has identified non-forest land in Sy. Nos. 8, 10/3, 10/D, 11/B, 12/A & 131 of Malapura Village, Sandur Taluk of Ballari District. The said area has been transferred and mutated in favour of Forest Department. Further, these areas are notified as ' Protected Forest ' under Section-33 of Karnataka Forest Act, 1963 vide Notification No.APAJI 03 FAF 2023 Dt.08.02.2023. Copy of the Notification is enclosed as Annexure-IV.
v	The condition no. (vi.) of Stage-I letter dt 15.10.2019 was to resolve the issue and modify the area which is overlapping in two proposals. But the State Govt. informed that User Agency has agreed to give right of way to M/s Karnataka State Mineral Corporation Limited and an undertaking has been submitted in this regard. The State Govt. is requested to provide proper comments/justification and action taken in this regard.	As per report submitted by the User Agency & field officers and upon verification of records, it is found that, there is overlap of this instant proposal with M/s Karnataka State Mineral Corporation Limited Conveyor belt proposal No. FP/KA/MIN/36386/2018. Subsequently, the above mentioned proposal of M/s. KSMCL (proposal No. FP/KA/MIN/36386/2018) has been withdrawn. Afterwards, the M/s. KSMCL has submitted the new proposal for conveyor belt vide online proposal No. FP/KA/MIN/48923/2020 [FORM-A] . Copy of the Google earth map

		<p>enclosed as Annexure -V. In this proposal there is no overlap between M/s. KSMCL and M/s. B.Kumargouda Conveyor belt proposals.</p> <p>Hence, the issue of overlap with M/s Karnataka State Mineral Corporation Limited does not arise.</p>						
		<p>Initially, Managing Director, Karnataka Mining Environment Restoration Corporation(KMERC), Bangalore has applied for diversion of 4.07 ha Forest area for sub-line proposal in Parivesh portal-1. (Proposal No. FP/KA/MIN/144985/2021 [FORM-A]) .</p> <p>After that, M/s. Managing Director, Karnataka Mining Environment Restoration Corporation(KMERC), Bangalore has applied for diversion of forest land over an extent of 5.81 Ha for Construction / setting-up of Dharmapura GCT, near Sharmapura Village & Railway Sub-line from Lakshmipura to Dharmapura GCT (Proposal No.FP/KA/RAIL/406932/2022). After the joint survey conducted, the area for this proposal is revised to 6.246 ha. Out of this, 1.9397 ha is overlapping with Conveyor belt proposed area of M/s. B.Kumaragoud ML No. 2516 which has already got Stage-I approved vide F.No. 8-113/2013-FC(Vol) Dt. 15.10.2019 (vide Proposal No. FP/KA/MIN/36226/2018) and 0.8644 ha is overlapped with KSMCL Conveyor belt proposal (vide Proposal No. FP/KA/MIN/48923/2020).</p> <p>The details of KMERC proposal area is mentioned as below;</p>						
vi	<p>State Govt. is requested to submit the KML files of both area 19.206 ha (ML 2516) and area of 4.07 ha of sub-line under Swamimalai Forest Block in Sandur North/South range of sandur clearly deflecting the overlapping area i.e. 1.1377 ha.</p>	<table border="1" data-bbox="813 1456 1396 1982"> <tr> <td>After the joint survey conducted, the final proposed area.</td> <td>6.246 Ha</td> </tr> <tr> <td>Area overlapped with Conveyor belt proposal of M/s. B. Kumaragouda ML No.2516 which was Stage-I approved.</td> <td>1.9397 Ha</td> </tr> <tr> <td>Area overlapped with Conveyor belt proposal of M/s. KSMCL which is already submitted the proposal. Pending with Nodal Officer.</td> <td>0.8644 Ha</td> </tr> </table> <p>Therefore, the KML files of both conveyor belt proposals area 19.206 ha (ML 2516) and area of 6.246 ha of sub-line of KMERC, which are enclosed in CD format as Annexure-VI.</p>	After the joint survey conducted, the final proposed area.	6.246 Ha	Area overlapped with Conveyor belt proposal of M/s. B. Kumaragouda ML No.2516 which was Stage-I approved.	1.9397 Ha	Area overlapped with Conveyor belt proposal of M/s. KSMCL which is already submitted the proposal. Pending with Nodal Officer.	0.8644 Ha
After the joint survey conducted, the final proposed area.	6.246 Ha							
Area overlapped with Conveyor belt proposal of M/s. B. Kumaragouda ML No.2516 which was Stage-I approved.	1.9397 Ha							
Area overlapped with Conveyor belt proposal of M/s. KSMCL which is already submitted the proposal. Pending with Nodal Officer.	0.8644 Ha							

vii	It was informed vide PCCF(HoFF) letter dt 21.06.2021 that the drawing showing the entire extent of 4.07 ha and the overlapped extent of 1.1377 ha is annexed but the same was not received in the Ministry. In this regard the State Govt. is requested to submit the same.	As mentioned above
viii	The State Government is seeking permission to reduce the area by 1.1377 ha but the user agency has already paid the NPV and submitted the CA scheme for total area i.e 19.206 ha. In this regard the State Govt. is requested to offer its comments	M/s. B.Kumaragouda has remitted the NPV and CA charges over an extent of 19.206 ha which was already Stage-I approved vide. F.No. 8-113/2013-FC(Vol) Dt. 15.10.2019. Therefore, it is requested to approve entire area of 19.206 ha to M/s. B.Kumaragouda Mines. Further, the overlapped area of 1.9397 ha (revised from 1.1377 ha) may be processed for re-diversion in Form-E of Section-5.6 of Van (Sanrakshana Evam Samvardhan) Adhiniyam,1980.

This is submitted for your kind information and needful action.

Yours Faithfully,


Deputy Conservator of Forests
Ballari Division, Ballari