

Government of Odisha
Forest and Environment Department

No. 10F(Cons)246/2016 23366 /F&E dated 15.12.16
From

Sri Debidutta Biswal, IFS
Special Secretary to Govt.

To

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

Sub- Application of M/s SMC Power Generation Limited seeking approval of MoEF&CC under Section 2(iii) of Forest Conservation Act, 1980 over 176.01ha. of forest land within total Mining lease area of 178.908ha. pertaining to Iron ore mining lease area in village Khandabandh, Jalahari and Baitarani RF in Keonjhar district of Odisha (Proposal No. FP/OR/MIN/22505/2016)

Sir,

I am directed to say that the above mentioned application seeking permission under Section 2(iii) of FC Act, 1980 for entire forest land within the total applied Mining lease area of 178.908ha. pertaining to Iron ore mining lease area in village Khandabandh, Jalahari and Baitarani RF in Keonjhar district of Odisha for the purpose of assignment of lease was earlier furnished to MoEF&CC, GoI in off-line mode vide letter No.14161/F&E dt. 1.8.2016 as per provisions of MoEF&CC guidelines bearing F.No. 11-599/2014-FC dt. 1.4.2015 considering the fact that the ML application is covered under Section 10A(2)(c) of MMDR Amendment Act over an area of 178.908ha. comprising of forest land and non-forest land and is now pending for consideration of State Government for grant/execution of mining lease as per Rule 8(2) of Minerals(Other than Atomic and Hydro Carbon Energy Minerals) Concession rules, 2016 by 11.1.2017. In the said letter, the status of availability of statutory clearances for the applied ML area was also indicated.

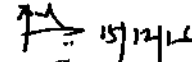
In the meantime, the GoI, MoEF&CC have prescribed guidelines bearing F.No. 8-31/2016-FC dt. 16.11.2016 for filing/processing of applications seeking permission under Section 2(iii) of FC Act, 1980. Accordingly the Addl. PCCF (Forest Diversion) & Nodal Officer, FC Act has recommended the above mentioned application seeking permission under Section 2(iii) of FC Act, 1980 for entire forest land of 176.01ha. of forest land within the applied ML area of 178.908ha. in Iron ore mining lease area in village Khandabandh, Jalahari and Baitarani RF in Keonjhar district of Odisha vide his letter No. 23405 dt. 9.12.2016 online. The letter of Addl. PCCF(Forest Diversion) & Nodal Officer, FC Act referred to above annexes the online application of ML applicant and the following relevant documents pertaining to the above mine as prescribed in the guidelines of MoEF&CC.

- (i) KML file of the forest patches involved in the applied ML area.
- (ii) Survey of India topomap(1:50,000 scale) as provided by the ML applicant
- (iii) DGPS map of ML boundary and forest area duly verified by ORSAC
- (iv) Approved Mining Plan
- (v) Online recommendation in Part II by the Nodal Officer, FC Act

A copy of letter No. 23405 dt. 9.12.2016 of Addl. PCCF(Forest Diversion) & Nodal Officer, FC Act along with the online application in a volume is enclosed herewith for reference.

In view of present status of mining lease application and in view of provisions of MoEF&CC guidelines bearing F.No. 11-599/2014-FC dt. 1.4.2015 and F.No. 8-31/2016-FC dt. 16.11.2016, it is recommended that the application of ML applicant seeking approval under Section 2(iii) of FC Act, 1980 pertaining to entire forest land of 176.01ha. in applied Iron ore mining lease area in village Khandabandh, Jalahari and Baitarani RF in Keonjhar district of Odisha for the purpose of assignment of lease may be considered by MoEF&CC, GoI.

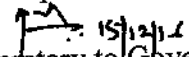
Yours faithfully



Special Secretary to Government

Memo No. 23367/F&E., Dated- 15-12-16

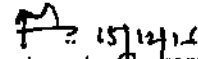
Copy with copy of enclosures forwarded Addl. Principal Chief Conservator of Forests (Central) Government of India, Ministry of Environment and Forests & Climate Change, Eastern Regional Office, A-3, Chandrasekharapur, Bhubaneswar for information & necessary action with reference to earlier Memo no. 14162/F&E dt. 1.8.2016 of F&E Department.



Special Secretary to Government

Memo No. 23368/F&E., Dated- 15-12-16

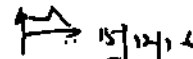
Copy forwarded to the Addl. Secretary to Government, Steel & Mines Department for information & necessary action with reference to earlier Memo no. 14163/F&E dt. 1.8.2016 of F&E Department.



Special Secretary to Government

Memo No. 23369/F&E., Dated- 15-12-16

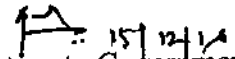
Copy forwarded to the Principal Chief Conservator of Forests., Odisha /Principal Chief Conservator of Forests(WL) & CWLW, Odisha for information & necessary action with reference to earlier Memo no. 14164/F&E dt. 1.8.2016 of F&E Department and letter No. 23405dt. 9.12.2016 of Addl. PCCF(Forest Diversion) & Nodal Officer, FC Act, O/o PCCF, Odisha.



Special Secretary to Government

Memo No. 23370 /Dated. 15-12-16

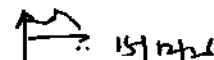
Copy forwarded to the Regional Chief Conservator of Forests, Rourkela Circle/ Divisional Forest Officer, Keonjhar Forest Division for information and necessary action with reference to earlier Memo no. 14165/F&E dt. 1.8.2016 of F&E Department.



Special Secretary to Government

Memo No. 23371 /Dated. 15-12-16

Copy forwarded to Chairman-cum-Managing Director(Nominated Owner) , M/sSMC Power Generation Limited, E-13/29, 2nd Floor, Harsha Bhawan, Middle Circle, Connaught Place, New Delhi-110001 for information and necessary action with reference to earlier Memo no. 14166/F&E dt. 1.8.2016 of F&E Department.



Special Secretary to Government



OFFICE OF THE
PRINCIPAL CHIEF CONSERVATOR OF FORESTS, ODISHA
ARANYA BHAWAN, BHUBANESWAR - 23

No.

23405

/9F(MG)-131/2016

Dated, Bhubaneswar, the

9th

December, 2016

To

The Principal Secretary to Government,
Forest & Environment Department,
Odisha, Bhubaneswar.

Sub: Proposal for getting 176.01 ha. of forest land under Section 2 (iii) of Forest (Conservation) Act, 1980 within the mining lease of Khandbandh Iron Ore Mines under Keonjhar Forest Division by SMC Power Generation Ltd. (Proposal No.FP/OR/MIN/22505/2016).

Sir,

A proposal for getting 176.01 ha. of forest land within the mining lease of Khandbandh Iron Ore Mines under Keonjhar Forest Division by SMC Power Generation Ltd. has been received online for approval under Section 2 (iii) of Forest (Conservation) Act, 1980 by MoEF & CC, Govt. of India.

The aforesaid proposal is hereby recommended for approval under Section 2 (iii) of Forest (Conservation) Act, 1980.

Following documents are enclosed herewith for necessary action at Government level.

1. Hard copy of the proposal received through online by the User Agency.
2. Copy of the documents in support of competent authority to file above forest diversion proposal.
3. KML file of forest patches involved in the mining lease.
4. Survey of India Topo Sheet (1:50,000 scale) showing the lease area.
5. DGPS map of the mining lease boundary and forest area duly authenticated by ORSAC.
6. Copy of approved Mining Plan.
7. Copy of Part-II filled by Nodal Officer.
8. Recommendation letter duly uploaded.

Yours faithfully,

Encl: As above.

glnayak
9/12/16
Addl. Principal Chief Conservator of Forests
Forest Diversion & Nodal Officer, FC Act

PART-II

(To be filled by the concerned Deputy Conservator of Forest)

State Serial No. of proposal : OR-0105/2016

1. Location of the project/Scheme : Orissa

(i)

State / Union Territory : Orissa

(ii)

District : Keonjhar

(iii)

Forest Division : Keonjhar

(iv)

Area of forest land proposed for lease (in ha.) : 176.01

(v)

Category : Mining

2. Legal status of forest land proposed for lease

S. No.	Division	Forest Land(ha.)	Legal Status
1	Keonjhar	66.89	Reserved Forest
2	Keonjhar	77.7	District Level Committee (D.L.C.) Forest
3	Keonjhar	31.42	Revenue Forest

Division 1. : Keonjhar

3. District wise area proposed for lease in the division

S. No.	District	Area(ha.)
1	Keonjhar	30987.7373

4. Details of Vegetation available in the forest area

(i)

Density of vegetation

S. No.	Area(in ha.)	Density	Eco-Class
1	176.01	0.75	Eco 1

5. Specific working plan prescription for the forest land proposed for lease :**6. Brief note on vulnerability of the forest area to erosion : NA****7. Significance of the forest land proposed for lease from wildlife point of view**

Details of wildlife present in and around the forest land proposed for lease : The applied forest land, involving Baitarani RF and adjoining forest land, is the dwelling habitat for

(i).

leopard, bear, barking deer, hyena, porcupine etc. Wild elephant often visit Baitarani RF, this

- (ii). Whether forms part of national park, wildlife sanctuary, biosphere reserve, tiger reserve, elephant corridor, wildlife migration corridor etc. : No

- (iii). Whether the forest land proposed for lease is located within eco-sensitive zone(ESZ) of the Protected Area notified under Wildlife(Protection) Act, 1972 (Note: In case, ESZ of a Protected Area is not notified, then, 10kms distance from boundary of the Protected Area should be treated as ESZ): No

8.

Details of any protected archaeological/heritage site/defence establishment or any other important monument located in the area, if any

- (i). Whether any protected archaeological/heritage site/defence establishment or any other important monument is located in the area : No

9. Comment as to the reasonability of the extent of the forest land proposed for lease

- (i). Whether the requirement of forest land as proposed by the user agency is unavoidable and bare minimum for the project : NIL

10. Details of violation(s), if any ,committed

- (i). Whether any work in violation of the Act or guidelines issued under the Act has been carried out : No

11. Whether work in violation is still in progress(Yes/No) : NIL

12. Applicability of special provisions covering scheduled areas


- (i). Whether the project or a thereof is located in a scheduled area : No

13.

Status of settlement of rights under the Forest Rights Act, 2006 on the forest land proposed for lease

- (i). Whether the process for settlement of rights under the Forest Rights Act, 2006 on the forest land proposed for lease has been completed : No

Additional information Details

S. No.	Documents	Remarks
1		Part-II report of DFO, Keonjhar Division

14.

Site inspection report of the Nodal Officer highlighting important facts pertaining to the forest land

Division Name	Circle	Site inspected By	Whether site inspected	No. of times site visited	Site inspection report	Date of visit
		Nodal Officer	No		No Data	

(Specific recommendation of the Nodal Officer with(Part II,III & Part IV))

15.

43

Specific recommendation of the Nodal Officer for acceptance or otherwise of the proposal with reason

Division	Circle	Recommendation By	Recommendation	Reason	Letter	Whether Nodal Officer agreed
		Nodal Officer	Recommended			