

Government of Odisha
Forest and Environment Department

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No. 10F(Cons)251/2016 24167 /F&E dated 24.12.16

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 National Enterprises seeking approval of MoEF&CC under Section 2(iii) of Forest Conservation Act, 1980 over 41.144ha of forest land within total Mining lease area of 41.144ha in village Sagasahi in Sundargarh district, Odisha (**Proposal No. FP/OR/MIN/22824/2016**)

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 of 41.144ha. within the total applied ML area of 41.144ha. pertaining to Sagasahi Iron ore Mining Lease in Sundargarh district of Odisha for the purpose of assignment of lease was earlier furnished to MoEF&CC, GoI in off-line mode vide letter No.16311/F&E dt. 31.8.2016 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 41.144ha. comprising of forest land entirely 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. As per terms and conditions of conditional ML grant order, the ML applicant had applied for diversion of 37.146ha. of forest land excluding the forest land in safety zone area. However, MoEF, ERO vide their letter No. 8921)25/2003 dt. 8.9.2005 had accorded Stage-I forest clearance for 31.749ha. of forest land only. In view of provisions of Section 2 of FC Act, 1980 and guidelines of MoEF bearing F.No. 11-362/2012-FC dt. 1.2.2013 and in view of the fact that Collector, Sundargarh has furnished FRA compliance for entire 41.144ha. of forest land in two phases i.e. 9.935ha. and 31.749ha. and NPV for entire forest land of 41.144ha. amounting to Rs. 3,06,70,100/- has been deposited by ML applicant, it was recommended to MoEF&CC, ERO for considering this project to accord Stage-II forest clearance for entire forest land of 41.144ha. and recommending to the Ministry accordingly.

However, MoEF&CC, GoI have not taken a decision on diversion of forest land in this lease under Section 2(ii) of FC Act yet along with other fresh iron ore leases of State for want of receipt/finalization NEERI Report on carrying capacity study.

As per terms and conditions of conditional ML grant order, the ML applicant had applied for diversion of entire forest land of ^{41.144}ha. which was forwarded to MoEF&CC, GoI vide letter No. 12469/F&E dt. 16.7.2015 for consideration and approval under Section 2 of Forest Conservation Act, 1980. However, MoEF&CC, GoI have not taken a decision on diversion of forest land in this lease under Section 2(ii) of FC Act yet along with other fresh iron ore leases of State for want of receipt/finalization NEERI Report on carrying capacity study.

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 ^{41.144}ha. of forest land within the applied iron ore ML area of ~~41.144~~ha. in Sundargarh district of Odisha vide his letter No. 24240 dt. 23.12.2016 online. The letter of Addl. PCCF(Forest Diversion) & Nodal Officer, FC Act referred to above annexes the online application of ML applicant, recommendation in Part II of the Nodal Officer, FC Act and the following relevant documents pertaining to the above mine as prescribed in the guidelines of MoEF&CC.

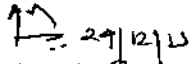
- (i) KML file of the forest patches involved in the applied ML area in soft copy in CD form.
- (ii) Survey of India topomap(1:50,000 scale) bearing No. 73G/5 showing the ML area duly authenticated by DFO, Bonai and Mining Officials
- (iii) DGPS map of ML boundary and forest area verified by ORSAC and authenticated by DFO, Bonai and Mining Officials
- (iv) Approved Mining Plan
- (v) Recommendation of Nodal Officer in Part II.

Copies of letter No. 24239 dt. 23.12.2016 and of Addl. PCCF(Forest Diversion) & Nodal Officer, FC Act along with the online application/recommendation 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 41.144ha. within applied Iron


ore ML area of 41.144ha. in Sagasahi Iron ore mines in Sundargarh district for the purpose of assignment of lease may be considered by MoEF&CC, GoI.

Yours faithfully


Special Secretary to Government

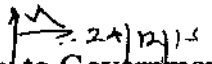
Memo No. 24168 /F&E., Dated- 24.12.16

Copy with copy of enclosures forwarded to the Addl. Principal Chief Conservator of Forests (Central), Government of India, Ministry of Environment and Forests & Climate Change, Eastern Regional Office, A-3, Chandrasekharpur, Bhubaneswar for information & necessary action.


Special Secretary to Government

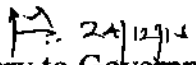
Memo No. 24169 /F&E., Dated- 24.12.16

Copy forwarded to the Addl. Secretary to Government, Steel & Mines Department /Director of Mines, Odisha for information & necessary action.


Special Secretary to Government

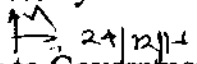
Memo No. 24170 /F&E., Dated- 24.12.16

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 letter No. 24239 dt. 23.12.2016 of Addl. PCCF(Forest Diversion) & Nodal Officer, FC Act.


Special Secretary to Government

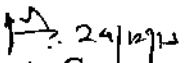
Memo No. 24171 /Dated. 24.12.16

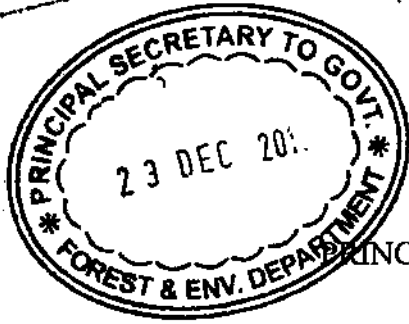
Copy forwarded to the Regional Chief Conservator of Forests, Rourkela Circle/ Divisional Forest Officer, Bonai Forest Division for information and necessary action.


Special Secretary to Government

Memo No. 24172 /Dated. 24.12.16

Copy forwarded to Proprietor, M/s National Enterprises, PO Box No. 44, Barbil, Dist. Keonjhar Pin 758035 for information and necessary action.


Special Secretary to Government



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

No. **24239** /9F(MG)-155/2016
Dated, Bhubaneswar, the **23rd** December, 2016

To

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

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[Handwritten initials]

Sub: Proposal for getting 41.144 ha. of forest land under Section 2 (iii) of Forest (Conservation) Act, 1980 within the mining lease of Sagasahi Iron Ore Mines of M/s National Enterprises under Bonai Forest Division (Proposal No. FP/OR/MIN/22824/2016) (State Sl. No.0111/2016)

Sir,

A proposal for getting 41.144 ha. of forest land within the mining lease of Sagasahi Iron Ore Mines of M/s National Enterprises under Bonai Forest Division of Sundargarh District 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 forwarded for approval under Section 2 (iii) of Forest (Conservation) Act, 1980 on merit.

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.

ahmayak
23/12/16
Addl. Principal Chief Conservator of Forests
Forest Diversion & Nodal Officer, FC Act