



सत्यमेव जयते

भारत सरकार
GOVERNMENT OF INDIA
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FOREST & CLIMATE CHANGE

क्षेत्रीय कार्यालय, पश्चिम क्षेत्र
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Date - 08/01/2020

No. 6-MPC018/2019-BHO/033

To,

The Addl. Chief Secretary (Forests),
Govt. of Madhya Pradesh,
Vallabh Bhavan, Bhopal (M.P.)

Sub: Diversion of 7.448 ha Reserved forest land for construction of new coal transportation road from Jayant to Morwa railway siding in favour of General Manager, Jayant Project NCL in Singrouli District in Madhy Pradesh.

Ref: 1) APCCF (LM) M.P. letter No. F-5/859/2019/10-11/3149 dated 01/10/19.
2) REC minutes letter No. 6-REC/10/2014-BHO/Part-II/010 dated 01/01/2020.

Sir,

Kind reference to above given subject and reference, I am directed to enclose herewith the copy of Agenda No. 1 of the minutes of meeting of 41st REC dated 01/01/2020, in which above said proposal was discussed. The copy of the minutes of meeting of 41st REC is also available on e.portal (http://forestsclearance.nic.in/REC_Report.aspx).

Further, you are requested to submit the detailed compliance report in accordance to decision taken at Agenda 1 of 41st REC meeting held on 24/12/2019 for further necessary action.

Yours faithfully

(B. Abhay Bhaskar)

Asstt. Inspector General of Forests (Central)

Encl : As above

Copy to :-

1. The APCCF (LM) and Nodal Officer, Forest Department, Satpura Bhavan, Bhopal, M.P.
2. The Divisional Forest Officer, Forest Division Singrouli, Madhya Pradesh.
3. The General Manager, Jayant Project NCL, PO-Jayant, District-Singrouli, Madhya Pradesh.

(B. Abhay Bhaskar)

Asstt. Inspector General of Forests (Central)



Government of India
Ministry of Environment, Forest & Climate Change
Regional Office (WZ), Bhopal.

41st Meeting of Regional Empowered Committee, Bhopal
Dt. 24/12/2019



File No. 6-REC 10/2014-BHO/ Part II/ 6/0

Dated : 6/1-01-2020

MINUTES OF MEETING

The following members were present:

1. Shri Bibhash Kumar Thakur, DDGF (C) / Chairperson, REC
2. Shri H. D. Vala, Member, REC
3. Shri Ravi Datta Kamboj, Member, REC
4. Dr. Sudesh Waghmare, Member, REC
5. Shri. B. Abhay Bhaskar, AIGF(C) / Member Secretary, REC

The following Special invitees were present:

1. Shri Sunil Agrawal, APCCF (LM)-cum-Nodal Office (FCA), Govt of Madhya Pradesh.
2. Shri Jaipal Singh, APCCF (L)-cum-Nodal Office (FCA), Govt of Gujarat

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The following proposals were placed in the REC meeting for discussion:

State: Madhya Pradesh

Agenda No. 1

✓ Proposal for diversion of 7.448 ha Reserved forest land for construction of new coal transportation road from Jayant to Morwa railway siding in favour of General Manager, Jayant Project NCL in Singrouli District in Madhya Pradesh (6-MPC018/2019-BHO).

General Description:

- 1) The Legal status of the forest land proposed for diversion is Reserved Forest.
- 2) Maps of the site are submitted.
- 3) The item-wise break-up of to the forest land proposed for diversion :

No.	Purpose wise breakup	Forest Division	Village	Survey No.	Area (Ha)
1.	Construction of new coal transportation road	Singrouli	Medhauli	RF - 273 RF - 274	1.673 5.774
TOTAL					7.448 Ha

- 4) In addition to the above forest land, no non-forest land is required for the project.
- 5) The estimated cost of the project is Rs. 2019 Lakh and manpower to be generated, Permanent- 00 & Temporary- 400 person.
- 6) Cost-benefit analysis is submitted.
- 7) Density of vegetation is 0.2 to 0.3 and 1,151 trees are marked for felling on the proposed forest land. A 906 number of trees upto 60 cm. Species-wise & girth-wise details is submitted.
- 8) It has been certified that the requirement of proposed forest land is unavoidable & barest minimum. Details regarding exploration of alternatives and the suitability of present alternative on a map & comparative analysis not submitted.
- 9) The Certificate of Collector under FRA, 2006 is not submitted.
- 10) The Site Inspection report in prescribed format of the concerned territorial DCF is submitted and no violation of Forest (Conservation) Act., 1980

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27/12/19

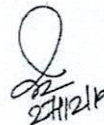
- 11) The proposed forest land does not form any part of National Park/Wildlife Sanctuary/Biosphere Reserve/Tiger Reserve/Elephant Corridor etc. and outside 10 km of the boundaries of the nearest protected area.
- 12) There is no protected archaeological/heritage site/defence establishment or any other important monument located in the proposed area.
- 13) Displacement of people and rehabilitation plan is not required.
- 14) CA is proposed over 20.00 ha degraded forest land (Survey No. Barka PF 672, Van Suraksh Samiti- Sarratola, Tehsil-Sarai, District-Singrouli). The land is found suitable for raising plantation, Map of CA and CA scheme for 07 years is submitted.
- 15) CCF (T), Nodal Officer and State Government have recommended the proposal for approval.

REC dt 17/05/2019:

- 1) The proposal was discussed in the 35th REC dt 17/05/2019 and REC *deferred* the proposal for diversion of 7.448 ha Reserved forest land for construction of new coal transportation road from Jayant to Morwa railway siding in favour of General Manager, Jayant Project NCL in Singrouli District in Madhya Pradesh for want of following information:
 1. The KML file of mining lease area and the FC clearance for the area.
 2. The FRA certificate.
 3. The Cost benefit ratio.
 4. The details regarding exploration of alternative and maps certified by DFO.
 5. The Sol, Geo referenced map of CA and CA scheme for ten years.
 6. The DSS analysis shows, agriculture and encroachment, thus CA free from all incumbencies shall be submitted.
- 2) The information was submitted by the State Govt. vide its letter dt. 19/08/2019. It was examined at RO(WZ), Bhopal and some short falls were noted:
 1. FRA for 10.598 ha vide DC, Singtolli letter dt. 28/03/2019 is submitted and project is for 7.448 ha.
 2. The map for exploration is submitted and comparative statement is not submitted.
 3. The KML of proposed diversion and mine lease area submitted by State Govt was examined and it was observed that there is gap of aprox. 80 m in forest land form Jayamnt project and in the Negahi OC project of Northern Coalfields Ltd., Singrolli.

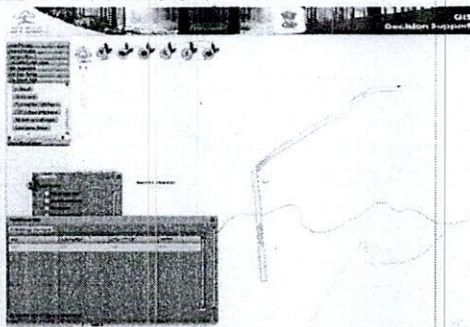
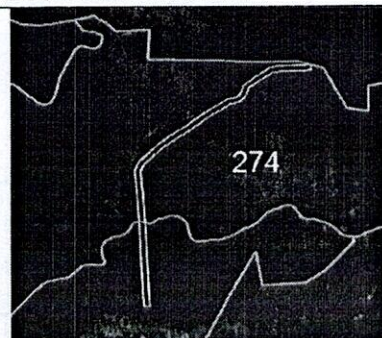
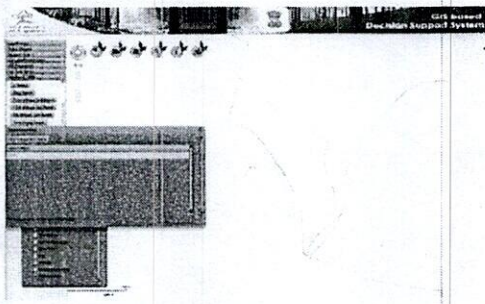

REC dt. 23/08/2019:

- 1) The proposal was placed in the REC dt. 23/08/2019, the REC *deferred* the proposal for diversion of 7.448 ha Reserved forest land for construction of new coal transportation road from Jayant to Morwa railway siding in favour of General Manager, Jayant Project NCL in Singrouli District in Madhya Pradesh on following conditions :
 1. FRA for 7.448 for DC, Singtolli shall be submitted.
 2. Comparative statement for alternative explored shall be submitted.
 3. The representative of NCL had informed the REC that some part aprox. 18 ha area (forest land) of Negahi project is handed over to Jayant project and necessary changes were approved in the Environmental Clearance. Thus, REC desires to obtain the detailed justification for process followed for the changes in the project area of Negahi and Jayant project.
 4. The handing over of forest land from Negahi project to Jayant project shall attract the provision of F(C)A, 1980 and according changes in the project area needs approval from Govt. of India under Section 2 of F(C)A, 1980.
- 2) The APCCF(LM) letter dt. 01/10/2019 had submitted the following information.
 1. The FRA certificate form the concerned District Collector for 10.598 vide DC, Singrolli latter dt. 28/03/2019.
 2. Comparative Statement for alternative explore is submitted.


22/12/19

3. Both the mines (Jayant & Negahi OCM) belongs to NCL, Coal India and some part of Negahi OCM is handed over to Jayant OCM for operation for the both the area the project area approved in favour of NCL. Thus in this case there is no violation of Forest (Conservation) Act, 1980. The Sunil Agrawal, APCCF(LM) had inspected the mine on 17/09/2019 and during inspection it was informed by the project authority that for the connivance of Dragline operation the some part of Negahi OCM is handed over to Jayant OCM.
4. Both area NCL operated mines, thus there is no violation of Forest (Conservation) Act, 1980.

DSS Analysis:

Proposed diversion = 7.448 ha	DSS area= 7.418 ha
	
DSS Image	Google earth Image
Proposed CA land = 20 ha (DFL)	DSS area= 20.01 ha
	
DSS Image	Google earth Image

Observations of Regional office:

1. There is standard condition in all the cases "*The layout plan of the proposal shall not be changed without prior approval of Central Government*". Thus required changes needs to approved form the Govt. of India.
2. The proposal attracts Para 1.2 (iv) of FCA Handbook 2019: Violation on account of change of land use in the approved mining plan.
3. The proposal attracts Para 7.8 (e) of FCA Handbook 2019: Approach road/conveyor belt and other ancillary activities related to mining shall be considered as part of the mining project and should therefore be processed accordingly.
4. The Certificate of Collector under FRA, 2006 for proposed diversion of 7.448 ha and proposed CA land as per Para 6.3e(ii) of Forest Conservation (Rule), 2003 (Amended upto August 2017) shall be submitted.
5. The CA scheme is not in accordance to the Para 2.8 (iii) of FCA Handbook 2019. Thus, site specific CA scheme as per the Para 2.8 (iii) of FCA Handbook 2019 is required.

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27/12/17

Recommendations of REC:

The REC examined the proposal for diversion of forest land under the Forest (Conservation) Act, 1980. The REC also saw the proposal on the Decision Support System (DSS) of FSI. The proposal is processed in accordance to Para 7.8 (e) of FCA Handbook 2019 "Approach road/conveyor belt and other ancillary activities related to mining shall be considered as part of the mining project and should therefore be processed accordingly".

Accordingly, REC **recommends** the proposal for renewal of 7.448 ha Reserved forest land for construction of new coal transportation road from Jayant to Morwa railway siding in favour of General Manager, Jayant Project NCL in Singrouli District in Madhya Pradesh on standard terms and condition to MoEFCC for **approval** and with following specific conditions:

1. There is standard condition in all the cases "The layout plan of the proposal shall not be changed without prior approval of Central Government". The 18.00 ha forest land is handed over from Nagahi to Jayant OCM (both mines belongs to NCL, Coal India). However, changes in mining plan, Changes in FC & EC approval for both the projects shall be obtained under Forest (Conservation) Act, 1980 and Environment Protection Act, 1986 from the Govt. of India before Stage-II approval.
2. The road shall be used exclusively for coal transport and not for public utility.
3. Entire road shall have the provision of mechanical water sprinkler to arrest air pollution throughout the year.
4. The side drainage channels shall carry water to ETP or water treatment plan to avoid any possible water pollution from the transportation of coal.
5. Both side of road shall be planted with at least three rows of tall trees which will act as barrier to arrest air pollution.
6. The Certificate of Collector under FRA, 2006 for proposed diversion of 7.448 ha and proposed CA land as per Para 6.3e(ii) of Forest Conservation (Rule), 2003 (Amended upto August 2017) shall be submitted.

However, the file shall be forwarded / submitted to MoEFCC, New Delhi only after receipt of following information:

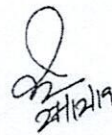
1. The CA scheme is not in accordance to the Para 2.8 (iii) of FCA Handbook 2019. Thus, site specific CA scheme as per the Para 2.8 (iii) of FCA Handbook 2019 and shall also include following points:
 - i. Saplings to be planted (minimum standard height and minimum collar girth species wise).
 - ii. Soil & moisture conservation.
 - iii. Regeneration cleaning.
 - iv. Silvicultural and other activities as prescribed in the working plan.
 - v. Species to be planted (species wise number of plants).
 - vi. Details of proposed monitoring mechanism and outcome parameters
 - vii. Technical & administrative approvals from Competent Authority for current year.
 - viii. The revised CA scheme shall be uploaded on e.portal.

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Agenda No. 2

Proposal for renewal of 4.6 ha Protected Forest land for mining of reserve of Ochre, White Clay and Laterite in favour of Shri Sharad Kumar Bansal, Jaitwara in Satna District in Madhya Pradesh (6-MPC066/2018-BHO).

- 1) The Legal status of the forest land proposed for diversion is Protected Forest. Previously diverted vide MoEFCC letter no. 8C/5/435/1997-FCW/2971 dated 19/12/2002 and 8C/5/435/1997-FCW/1805 dated 21/07/2009. Thus this case is **renewal of mining lease**.


24/12/19

Accordingly, REC *in-principle approves* the proposal for diversion for 24.695 ha Reserved forest land for laying of 400 KV Double Circuit Vindhyachal/Sasan-Rewa Transmission line for THDC Coal Mines in favour of Chief Manager, Power Grid Corporation of India Limited in Singrouli District in Madhya Pradesh for Stage-I approval on standard terms and condition

However, the Stage-I approval shall be issued only after receipt of following information:

1. The CA is proposed over two patches (1) 60 ha at PF 776 effective CA area 40 ha and (2) 32 ha at PF 777 totalling to effective CA area $40 + 32 = 72$ ha. As per DSS analysis, the CA shows 24 ha MDF out of 60 ha and 4 ha MDFO out of 32 ha. However, the 60 ha at PF 776 is not acceptable and revised CA patch of 40 ha on degraded forest land ($CD > 0.4$) shall be submitted & uploaded on e.portal.
2. The revised CA scheme for selected patch as per Sl. No. (1) shall be submitted & uploaded on e.porta.

*Approved via email
dt 29/12/2019*

Shri H. D. Vala,
Member, REC

[Signature]
29/12/19

Shri. B. Abhay Bhaskar, IFS
AIGF(C) / Member Secretary, REC

*Approved via email
dt 27/12/2019*

Shri Ravi Datta K. amboj, IFS
Member, REC

[Signature]
27/12/19
Dr. Sudesh Waghmare,
Member, REC

[Signature]
27/12/19

Shri Bibhash Kumar Thakur, IFS
DDGF (C) / Chairperson, REC

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