



Government of Maharashtra
Office of the Conservator of Forest (T) Yavatmal
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No. CF(T)/Desk-10/FCA/ 1184 /2023-24

Dated - 13, Feb, 2024.

To,

✓ The Additional Principal Chief Conservator of Forest,
& Nodal Officer, M.S. Nagpur.

Subject :- Diversion of 146.996 ha. forest land for Integrated Coal Mining Including post mine reclamation in Marki- Mangali II coal block in Yavatmal District of Maharashtra State in favour of M/s Yazdani International Private Limited (Online No. FP/MH/MIN/145510/2021)-: **Compliances of shortcomings : Regarding**

- Reference:--**
1. Gov of India Letter No. Ministry of Environment, Forests Climate change Letter No.8-22/2022-23-FC Dated-02/02/2023
 2. Your Office Letter No./Desk-17/FCA SI/PID 145510/Yavatmal/3096, Nagpur Date-10/05/2022
 3. Dy. Conservator of Forest (T.) Pandharkawada letter No./Survey/ 1596 /22-23, Date-08.02.2023

Dear sir,

With reference EDS from AIG (F), MOEFCC dated 2/2/2023, User agency has submitted their compliances. Copy of compliance report in hard copy has been received which is attached Appendix-1.

With reference EDS, shortcomings have been studied and compliances are as under

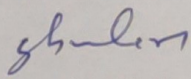
Sr. No	Query	Compliance
1	The software calculated area of KML file of forest land proposed for diversion is found 144.744 ha instead of 146.996 ha as per the proposal. The KML file of safety zone comprising an area of 2.454 ha forest has not been submitted. Therefore State Government shall upload the correct KML file including the safety zone and other component .	User agency has uploaded Updated KML file including safety zone and other components and furnished in CD attached
2	The component wise KML files of forest as well as the Non forest land involved in the project showing the present land use and land use up to conceptual state (Post Mining) shall be submitted	User Agency has submitted the component wise KML files of forest as well as the Non forest land involved in the project showing present land use and conceptual post mining land use is uploaded on Parivesh and furnished in CD attached.

3	<p>The Diversion of seasonal nalha has been proposed within the mining lease, however the copy of approval/ NOC from concerned State Authority has not been submitted</p>	<p>User agency has submitted comprehensive note on status of obtaining NOC from Water Resource Department, Government of Maharashtra. We have already initiated actions to obtain NOC from Water Resource Department Government of Maharashtra for proposed diversion of seasonal nalha in non forest land of Marki Mangli II lease area. Appendix 1</p> <p>User agency has submitted undertaking that copy of NOC from competent authority in the State i.e. Water Resources Department will be submitted before final clearance under Van (Sanrakshanevamsavrdhan) Adhiniyam 1980 and Rules 2023. Undertaking from User Agency is incorporated in Appendix 1</p>
4	<p>The state has mentioned that the proposal may be considered for incentives as applicable. In this regard the state government is requested to examine the areas proposed for compensatory afforestation and give specific recommendations regarding the eligibility of the area for incentives and quantum of applicable incentive. State Government shall ascertain the requirement of the Compensatory afforestation land in the instant proposal as per schedule II given under Sub Rule 13 of Van (Sanrakshanevamsamvardhan) Act 1980 and Rule 2023</p>	<p>User agency has requested to consider their proposal for incentives as per Schedule II of Van Adhiniyam Rules 2023. Details of CA land submitted by user agency has been reviewed for eligibility for the incentives and quantum of applicable incentive which fits in to criteria for incentive vide para 4 of Schedule II under Rules 13 and Rule 14 of Van (Sanrakshanevamsavandhardh) Act 1980 and Rules 2023.</p> <p>Criterion: Para 7 of Schedule II DFO Chiplun submitted the suitability certificate for 148.413 ha non forest area which falls in proposed ESZ of Sahyandri Tiger Reserve.</p> <p>As per DSS of NTCA, Tiger Corridor delineated by NTCA passes through part of proposed CA land as confirmed from KML provided by NTCA vide their letter dated February 07.2023. (Copy enclosed). CD containing KML file of location of proposed CA land with reference to Tiger Corridor of Sahyandri Tiger Reserve in approved TCP is furnished.</p> <p>Since the location falls in tiger corridor and proposed ESZ, proposed CA land qualify for the rebate of 15% which amount to 22.045 ha out of proposed 146.996 ha.</p> <p>It is proposed to consider request of user agency for applicable rebate as per schedule II of Van Adhiniyam Rules 2023</p>
v	<p>It has been mentioned that certain areas within the proposed CA areas have canopy density greater than 0.4. In case of such areas a</p>	<p>DSS study of KML file of 148.413 ha as communicated by MOEFCC indicate that that non forest land proposed for CA indicates that proposed area has Very Dense Forest & Medium forests with</p>

	programme for improvement of forest crops in proposed area shall be submitted	more than 0.4 canopy Proposal may be considered as per the directives para 3 of Section 13 Sub section 1 of Vand (SanrakshanEvamSavardhan) Adhiniyam) Rules 2023
vi	Translated copy of NOC given by FDCM in the instant proposal shall be submitted	Translated letter from FDCM is enclosed in Appendix 1 submitted by user agency
Vii	State Government has not clarified whether the advice of NTCA in the instant case has been taken or not	Proposal is yet to be submitted to NTCA . Proposal has already been cleared by SBWL and recommendations of NBWL will be submitted before final approval of proposal under Van (SanrakshanevamSavardha) Act 1980 and Rules 2023.

Put up for further processing.

Enclosure:- 3 copies


(Vasant T. Ghule)
Conservator of Forest (T.)
Yavatmal Circle

Copy to-

- 1) The Dy. Conservator of Forest (T.) Pandharkawada for Information
- 2) General Manager Marki - Mangali - II Yazdani international Pvt. Ltd Wani for information and necessary action.