

GOVERNMENT OF ODISHA

FOREST & ENVIRONMENT DEPARTMENT

No. FE-DIV-FLD-0080-2021- 10350 /F&E, Bhubaneswar, dated the 09.06.2021

10F (Cons) 174/18

ORDER

Sub: Diversion of 1.214 ha of Sabik kisam forest land for establishment of Stone Quarry (Khindo-A, Khindo-B & Khindo-C) at village Khindo under Kaniha Tahasil of Angul District, Odisha for use of its yields in widening and strengthening of existing SL/IL/DL to two lane with paved shoulder from 246/100 Km to 321/100 Km (except from 292.164 Km to 307.934 Km and from 314.130 Km to 321.0 Km) of NH-53 in Angul District, Odisha.

WHEREAS, the Tahasildar, Kaniha of Angul District had applied for diversion of 1.214 ha of Sabik kisam forest land for establishment of Stone Quarry (Khindo-A, Khindo-B & Khindo-C) at village Khindo under Kaniha Tahasil of Angul District, Odisha for use of its yields in widening and strengthening of existing SL/IL/DL to two lane with paved shoulder from 246/100 Km to 321/100 Km (except from 292.164 Km to 307.934 Km and from 314.130 Km to 321.0 Km) of NH-53 in Angul District, Odisha.

And whereas, the Ministry of Environment, Forests and Climate Change (hereinafter referred to as MoEF&CC), Government of India, Eastern Regional Office, Bhubaneswar had accorded 'Stage-I/in-principle' approval for diversion of 1.214 ha of Sabik kisam forest land for establishment of Stone Quarry (Khindo-A, Khindo-B & Khindo-C) at village Khindo under Kaniha Tahasil of Angul District, Odisha for use of its yields in widening and strengthening of existing SL/IL/DL to two lane with paved shoulder from 246/100 Km to 321/100 Km (except from 292.164 Km to 307.934 Km and from 314.130 Km to 321.0 Km) of NH-53 in Angul District, Odisha vide its letter No.5-ORB369/2018-BHU dtd.02.07.2019 (**Annexure-I**).

And whereas, the MoEF&CC, Government of India, Integrated Regional Office, Bhubaneswar in consideration of the compliance of the conditions of the 'Stage-I/in-principle' approval, has accorded Stage-II/ final approval under Section 2 of the Forest (Conservation) Act, 1980 for diversion of 1.214 ha of Sabik kisam forest land for establishment of Stone Quarry (Khindo-A, Khindo-B & Khindo-C) at village Khindo under Kaniha Tahasil of Angul District, Odisha for use of its yields in widening and strengthening of existing SL/IL/DL to two lane with paved shoulder from 246/100 Km to 321/100 Km (except from 292.164 Km to 307.934 Km and from



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Signature

314.130 Km to 321.0 Km) of NH-53 in Angul District, Odisha vide its letter No.5-ORB369/2018-BHU dtd.08.06.2021 (**Annexure-II**) subject to fulfillment of conditions at Para-A & Para-B as stipulated therein.

Now therefore, the Government of Odisha, do hereby allow diversion of above mentioned 1.214 ha. of sabik kizam forest land in favour of user agency as per approved land use pattern subject to fulfillment of the conditions of final forest clearance order as stipulated by the MoEF&CC, Government of India, Integrated Regional Office, Bhubaneswar. The detail land schedule of forest land as received from PCCF, Odisha along with diversion proposal vide his letter No.23498 dtd.20.11.2018 is appended herewith as **Annexure-III (One Page)**.

The Collector, Angul and Divisional Forest Officer, Angul Forest Division, as the case may be are hereby authorized to handover the forest land coming within their jurisdiction, after compliance of the **Condition-A i.e. Conditions which need to be complied prior to handing over of forest land & Condition-B i.e. Conditions which need to be complied on field after handing over of forest land to the user agency**, as has been finally diverted following due procedure of law. Before handing over the forest land to the user agency, it shall be ensured that Net Present Value of forest land for this project as well as for any other projects, belonging to same user agency, is deposited, in full, at applicable rates.

The Divisional Forest Officer, Angul Forest Division is also directed to monitor compliance to the conditions stipulated for such diversion in the respective forest/Wildlife clearance order and to report violations, if any, to the Nodal Officer, O/o PCCF, Odisha and to the Forest & Environment Department.

Execution of project activities will be subject to availability of all other statutory clearances required under relevant Acts/Rules for this project, deposit of requisite funds and compliance of Court's order, if any.

By order of Governor

ds 9/6/2021
(Lingara] Otta)

Special Secretary to Government

Memo No. 10351 /F&E, Date 09.06.2021

Copy along with the copy of Annexure-I, Annexure-II and Annexure-III as above forwarded to the Principal Chief Conservator of Forests, Odisha for kind information and necessary follow up action.

Appropriate instruction to the Divisional Forest Officer, Angul Forest Division and User Agency may be imparted for required follow up action at their end. It may

be ensured by the Divisional Forest Officer that Net Present Value of the forest land involved in this project of User Agency as well as for any other projects of the same User Agency, is deposited by them in appropriate head of account in State CAMPA in full, at applicable rates. The User Agency may also be instructed to furnish compliance to the conditions of forest clearance pertaining to the project in every quarter to the Divisional Forest Officer, Angul Forest Division for facilitating monitoring of compliances.

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9/6/2021
Special Secretary to Government

Memo No. 10352 /F&E, Date 09.06.2021

Copy along with the copy of Annexures as above forwarded to the Asst. Inspector General of Forests, Government of India, MoEF&CC (FC Division), Indira Paryavaran Bhawan, Jor Bagh, Aliganj Road, New Delhi, Pin-110003/ Deputy Director General of Forests (Central), MoEF&CC, Government of India, IRO, A/3, Chandrasekharapur, Bhubaneswar for kind information and necessary follow up action in compliance to the order of Hon'ble NGT dtd.07.11.2012 in Appeal No.7/2012 communicated by the MoEF, Government vide their letter F. No.7-23/2012-FC dtd.24.7.2013.

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9/6/2021
Special Secretary to Government

Memo No. 10353 /F&E, Date 09.06.2021

Copy along with the copy of Annexures as above forwarded to the Principal Chief Conservator of Forests (WL) & Chief Wildlife Warden, Odisha/ Director, Environment, Forest & Environment Department/ Member Secretary, State Pollution Control Board, Odisha for information and necessary action.

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9/6/2021
Special Secretary to Government

Memo No. 10354 /F&E, Date 09.06.2021

Copy along with the copy of Annexures as above forwarded to the Regional Chief Conservator of Forests, Angul Circle / Collector, Angul / Divisional Forest Officer, Angul Forest Division for information and immediate necessary compliance.

It may be ensured by the Divisional Forest Officer that Net Present Value of the forest land involved in this project of User Agency as well as for any other projects of the same User Agency, shall be deposited by them in full at applicable rates in appropriate head of account in State CAMPA before handing over of the forest land to the user agency. Besides, funds, if any, due to be deposited by the user agency in this project shall also be deposited by the project proponent before the forest land is handed over to them. The User Agency may also be instructed to furnish compliance to the conditions of forest/ wildlife clearance pertaining to the

project in every quarter to the Divisional Forest Officer concerned for facilitating monitoring of compliances by them.

The Divisional Forest Officer, Angul Forest Division is also instructed to ensure that the direction given to the user agency are executed immediately.

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9/6/2021
Special Secretary to Government

Memo No. 10355 /F&E, Date 09.06.2021

Copy along with the copy of Annexures as above forwarded to Revenue & Disaster Management Department for information and necessary follow up action.

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9/6/2021
Special Secretary to Government

Memo No. 10356 /F&E, Date 09.06.2021

Copy along with the copy of Annexures as above forwarded to the Private Secretary to Minister of Forest & Environment Department for kind information of Hon'ble Minister.

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9/6/2021
Special Secretary to Government

Memo No. 10357 /F&E, Date 09.06.2021

Copy along with the copy of the Annexures forwarded to the Tahasildar, Kaniha, Dist-Angul, Odisha for information and immediate necessary action.

The user agency is asked to take following actions immediately as per orders of Hon'ble National Green Tribunal dtd.07.11.2012 in Appeal No.7/2012 communicated by the MoEF, Government of India vide their letter F. No.7-23/2012-FC dtd.24.07.2013.

- i. ***They shall publish the entire forest clearance granted in verbatim along with conditions and safeguards imposed by the Central Government in Stage-I/II forest clearance in two widely circulated daily newspapers, one in vernacular language and the other in English language so as to make people aware of the permission granted to the Project for use of forest land for non-forest purposes.***
- ii. ***They shall submit the copies of forest clearance orders granted by the Central Government/State Government to the Heads of local bodies, Panchayats and Municipal bodies in addition to the relevant offices of the Government, who in turn, has to display the same for 30 days from date of receipt.***
- iii. ***Detailed action taken in compliance to the above order of State Government shall be intimated to the Divisional Forest Officer, Angul Forest Division/ Regional Chief Conservator of Forests, Angul Circle/***

Principal Chief Conservator of Forests, Odisha/ Forest & Environment Department for reference.

Besides the above, the user agency is also asked to deposit Net Present Value of forest land for this project and for any other projects belonging to him in full, if not deposited yet, at applicable rates. Also requisite funds due for deposit by the user agency on account of this project shall also be deposited in State CAMPA Account.

The user agency shall furnish compliances to the conditions prescribed in the forest/wildlife clearance order to the Divisional Forest Officer, Angul Forest Division in every quarter, for the purpose of monitoring by them.

dg/6/2021
Special Secretary to Government

Memo No. 10358 /F&E, Date 09.06.2021

Copy with copy of Annexures forwarded to the Head, State Portal, I.T. Centre, Odisha Secretariat, Bhubaneswar for information and necessary action. He is requested to upload this order along with its enclosures in the website of Forest & Environment Department **immediately** for information of all concerned. **This is required in compliance to order of Hon'ble National Green Tribunal dtd.07.11.2012 in Appeal No.7/2012. Hence this may be done unflinchingly.**

dg/6/2021
Special Secretary to Government

Memo No. 10359 /F&E, Date 09.06.2021

Copy with copy of Annexures forwarded to the Under Secretary to Government, Office Establishment Section, Forest & Environment Department for information and necessary action with reference to their letter No.12939/F&E dtd.16.07.2016.

dg/6/2021
Special Secretary to Government



No. 5-ORB369/2018-BHU

2nd July, 2019

To

The Addl. Chief Secretary,
Forest & Environment Deptt.,
Govt. of Odisha,
Bhubaneswar.

Sub:-

Diversion of 1.214 ha of Sabik kism forest land for establishment of Stone Quarry (Khindo-A, Khindo-B & Khindo-C) at village Khindo under Kaniha Tahasil of Angul District, Odisha for use of its yields in widening and strengthening of existing SL/IL/DL to two lane with paved shoulder from 246/100 Km to 321/100 Km (except from 292.164 Km to 307.934 Km and from 314.130 Km to 321.0 Km) of NH-53 in Angul District, Odisha.

I am directed to refer to State Govt. letter No10F(Cons)174/2018-26340/F&E dated 07.12.2018 and No.7962/F&E dated 20.04.2019 on the above mentioned subject seeking prior approval of the Ministry of Environment, Forest & Climate Change under section 2 of Forest (Conservation) Act, 1980.

2. After due consideration of the proposal of the State Government and on the basis of recommendations of Regional Empowered Committee meeting held on 08.02.2019, the Ministry of Environment, Forest & Climate Change hereby conveys 'Stage-I/in-principle' approval for diversion of 1.214 ha of Sabik kism forest land for establishment of Stone Quarry (Khindo-A, Khindo-B & Khindo-C) at village Khindo under Kaniha Tahasil of Angul District, Odisha for use of its yields in widening and strengthening of existing SL/IL/DL to two lane with paved shoulder from 246/100 Km to 321/100 Km (except from 292.164 Km to 307.934 Km and from 314.130 Km to 321.0 Km) of NH-53 in Angul District, Odisha, subject to the fulfillment of the following conditions.

- (i) Legal status of forest land proposed for diversion shall remain unchanged.
- (ii) Compensatory afforestation shall be raised over 1.214 ha of non-forest land identified in Khata No.276, Plot No.542, Kism Parbat-2 of village Khindo under Kaniha Tahasil of Angul district by the State Govt. at the cost of user agency. As far as practicable a mixture of local indigenous species will be planted and monoculture of a species has to be avoided.
- (iii) The non forest land identified for raising compensatory afforestation shall be transferred and mutated in favour of the State Forest Department before issue of Stage-II approval.
- (iv) The cost of compensatory afforestation at the prevailing wage rates as per compensatory afforestation scheme and at the cost of survey, demarcation and erection of permanent pillars if required on the CA land shall be deposited in advance with Forest Department by the project authority. The CA will be maintained for 10 years. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.

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- (v) The State Govt. shall charge the Net Present Value (NPV) for 1.214 ha forest area to be diverted under this proposal from the user agency as per the Orders of Hon'ble Supreme Court of India dated 28.03.2008, 24.04.2008 and 09.05.2008 in IA No. 566 in Writ Petition (Civil) No. 202/1995 and as per the guidelines issued by Ministry vide letter No.5-3/2007-FC dated 05.02.2009 in this regard.
- (vi) Additional amount of the NPV of the proposed forest land for diversion, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall be charged by the State Govt. from the user agency. The user agency shall furnish an undertaking in this regard.
- (vii) All the funds received from the user agency under the project shall be transferred/deposited to State CAMPA fund only through (<https://parivesh.nic.in/>).
- (viii) Approach road to the mine leases shall constitute the part of extant mining proposal and will be examined by the REC meeting considering it as a mining proposal, necessary rectifications in the extant proposal shall accordingly be effected before Stage-II approval.
- (ix) Given the small size of mining leases, cluster mining approach should be adopted by the State Govt. to enable the Regulatory Authority to monitor the impact of mining on forest and environment. Necessary rectification in the Mining Plans shall be made by the State Govt. and revised documents shall be submitted to the Regional Office before Stage-II approval.
- (x) The user agency shall ensure demarcation of boundary of safety zone (7.5 meter strip all along the inner boundary of the mining lease area), and its protection by erecting adequate number of 6 feet RCC boundary pillars inscribed with DGPS coordinates with barbed wire fencing and deploying adequate number of watchers under the supervision of the State Forest Department. Safety Zone shall be raised and maintained by the user agency/State Govt. in accordance with the relevant guidelines issued by the Ministry.
- (xi) The State Govt. shall ensure compliance of instructions contained in the Judgement of Hon'ble Supreme Court order dated 27th February, 2012 passed in Special Leave Petition No.19628-19629 of 2009 in the matter of Deepak Kumar Vrs. State of Haryana and Others.
- (xii) The user agency shall obtain Environment Clearance as per the provisions of the Environment (Protection) Act, 1986, if required.
- (xiii) The cost of felling of trees shall be deposited by the user agency with the State Forest Department.
- (xiv) The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
- (xv) The period of diversion of the said forest land under this approval shall be for a period co-terminus with the period of the mining lease granted under Orissa Minor Mineral Concession Rules, 2004 as amended subsequently.
- (xvi) No labour camp shall be established on the forest land.


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- (xvii) The user agency shall provide LPG to the labourers and the staff working at the site so as to avoid any damage and pressure on the adjacent forest areas.
- (xviii) The user agency while executing works, shall not fell any tree or damage forest growth in the surrounding forest area in any manner.
- (xix) The layout plan of the proposed forest land shall not be changed without the prior approval of Ministry of Environment, Forest & Climate Change.
- (xx) The forest land shall not be used for any purpose other than that specified in the proposal and under no circumstances be transferred to any other user agency, department or person without the prior approval of Ministry of Environment, Forest & Climate Change.
- (xxi) Any other conditions that the Regional Office (Eastern Zone), Bhubaneswar of this Ministry and State Government of Odisha may stipulate from time to time, in the interest of conservation, protection and development of forests and wildlife, which shall be complied by the user agency.
- (xxii) The State Govt. and user agency shall ensure compliance to provisions of the all Acts, Rules, Regulations, Guidelines, NGT Order (s) & Hon'ble Court Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project.
- (xxiii) The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in>).

3. After receipt of the report on compliance to the conditions stipulated above, from the State Government of Odisha, final/Stage-II approval for diversion of the said forest land under Section 2 of Forest (Conservation) Act, 1980 will be issued by this Ministry. Transfer of forest land to user agency should not be effected by the State Government of Odisha till final/Stage-II approval for its diversion is issued by the Ministry of Environment, Forests & Climate Change.


Yours faithfully,

(A.K. Jena)

Technical Officer (Forestry)

Copy to:-

1. The Director, ROHQ, Ministry of Environment, Forest & Climate Change, Indira Paryavaran Bhawan, Agni Block, Aligarh, Jor' Bagh Road, New Delhi – 110 003.
2. The Principal Chief Conservator of Forests, Forest Department, Govt. of Odisha, Aranya Bhawan, Chandrasekharpur, Bhubaneswar-751023.
3. The Addl. PCCF & Nodal Officer (FCA), Forest Department, Govt. of Odisha, Aranya Bhawan, Chandrasekharpur, Bhubaneswar-751023.
- ✓ 4. The Tahasildar, Kaniha, Dist: Angul, Odisha.
5. Guard file.


02.11.21
Technical Officer (Forestry)



भारत सरकार / Government of India
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय / Ministry of Environment, Forest and Climate Change
एकीकृत क्षेत्रीय कार्यालय / Integrated Regional Office
ए3, चंद्रसेखरपुर / A/3, Chandrasekharpur
भुवनेश्वर - 751 023, ओडिशा / Bhubaneswar - 751 023, Odisha



Telephone: 0674 - 2301213, 2302432, 2301248, 2302452, 2302453. E-mail: 1222.bhu.mef@nic.in

No.5-ORB369/2018-BHU

3rd June, 2021
8/11

To

The Addl. Chief Secretary,
Forest & Environment Deptt.,
Government of Odisha,
Bhubaneswar - 751 001.

Sub:- Diversion of 1.214 ha of Sabik kism forest land for establishment of Stone Quarry (Khindo-A, Khindo-B & Khindo-C) at village Khindo under Kaniha Tahasil of Angul District, Odisha for use of its yields in widening and strengthening of existing SL/IL/DL to two lane with paved shoulder from 246/100 Km to 321/100 Km (except from 292.164 Km to 307.934 Km and from 314.130 Km to 321.0 Km) of NH-53 in Angul District, Odisha.

Madam,

I am directed to refer to State Govt. letter No. No10F(Cons)174/2018-26340/F&E dated 07.12.2018 and No.7962/F&E dated 20.04.2019, wherein prior approval of the Ministry of Environment, Forest & Climate Change for diversion of 1.214 ha of Sabik kism forest land for establishment of Stone Quarry (Khindo-A, Khindo-B & Khindo-C) at village Khindo under Kaniha Tahasil of Angul District, Odisha for use of its yields in widening and strengthening of existing SL/IL/DL to two lane with paved shoulder from 246/100 Km to 321/100 Km (except from 292.164 Km to 307.934 Km and from 314.130 Km to 321.0 Km) of NH-53 in Angul District, Odisha, was sought in accordance with Section-2 of the Forest (Conservation) Act, 1980. After due consideration of the proposal by the Ministry of Environment, Forest & Climate Change and on the basis of decision of Regional Empowered Committee meeting held on 08.02.2019, the in-principle approval for diversion of the said forest land was accorded by Ministry vide this office letter of even number dated 02.07.2019, subject to fulfillment of certain conditions. The PCCF & HoFF, Odisha has furnished the compliance report in respect of the conditions stipulated in the in-principle approval and has requested to grant final approval of the proposal.

2. In this connection, I am directed to say that on the basis of the compliance report furnished by the PCCF & HoFF, Odisha vide their letter No 9014/9F (Ind)-350/2018 dated 12.05.2021 and uploading of the Stage-I compliance report in *Parivesh* web portal on 20.05.2021, *Stage-II/final* approval of the Ministry of Environment, Forest & Climate Change is hereby granted under Section 2 of the Forest (Conservation) Act, 1980 for diversion 1.214 ha of Sabik kism forest land for establishment of Stone Quarry (Khindo-A, Khindo-B & Khindo-C) at village Khindo under Kaniha Tahasil of Angul District, Odisha for use of its yields in widening and strengthening of existing SL/IL/DL to two lane with paved

shoulder from 246/100 Km to 321/100 Km (except from 292.164 Km to 307.934 Km and from 314.130 Km to 321.0 Km) of NH-53 in Angul District, Odisha, subject to the fulfillment of the following conditions:-

A: Conditions which need to be complied prior to handing over of forest land.

- i. The State Govt. shall ensure the complete compliance on FRA, 2006.
- ii. The State Govt. shall ensure that the user agency shall obtain the Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986, if required.
- iii. The State Govt. shall ensure that the user agency shall submit revised mining plan before handing over of forest land by the State Govt. The mining plan should reflect the cluster mining approach.
- iv. The State Govt. shall ensure that the boundary of the diverted forest land shall be demarcated on ground at the project cost, by erecting four feet high reinforced cement concrete pillars, each inscribed with its serial number, distance from pillar to pillar and GPS co-ordinates.

B: Conditions which need to be complied after handing over of forest land to the user agency.

- i. Legal status of the diverted forest land shall remain unchanged.
- ii. The State Govt. shall ensure that the State Forest Department will raise the Compensatory afforestation over 1.214 ha of non-forest land identified in Khata No.276, Plot No.542, Kisan Parbat-2 of village Khundo under Kaniha Tahasil of Angul district by the State Govt. within three years from the issue of approval as per approved plan/scheme and maintained thereafter, from the funds deposited by the user agency in CAMPA account. The species to be planted shall be multi species, multi canopy and indigenous to the area. Naturally growing species shall be planted using intensive planting technique to ensure survival of the plantation. Intensive monitoring of the plantation needs to be done and documented using Geo tagging so that the increase of canopy density and survival and growth of plantation can be evaluated at regular intervals. These reports shall be communicated to IRO periodically (six monthly).
- iii. The user agency shall pay the additional amount of NPV, if so determined, as per the final decision of the Hon'ble Supreme Court of India.
- iv. The State Govt. shall ensure that the non-forest land which has been transferred and mutated in favour of the State Forest Department for the purpose of compensatory afforestation shall be declared as Reserved Forest under Section-4 or Protected Forest under Section-29 of the Indian Forest Act, 1927 or under the relevant Section (s) of the local Forest Act within six months from the issue of this approval order and the Nodal Officer (FCA) shall furnish the compliance report in this regard.
- v. The State gov. shall ensure that the user agency shall pay towards cost of removal of trees enumerated before commencement of work and tree felling should be taken up in phased manner strictly as per requirement under the supervision of the State Forest Department.
- vi. The State Govt. shall ensure that for the small size of mining leases, cluster mining approach shall be adopted by the State Govt. to enable the Regulatory Authority to monitor the impact of mining on forest and environment.
- vii. The State Govt. shall ensure that the user agency shall demarcate the boundary of

safety zone (7.5 meter strip all along the inner boundary of the mining lease area), and its protection by erecting adequate number of 6 feet RCC boundary pillars inscribed with DGPS coordinates with barbed wire fencing and deploying adequate number of watchers under the supervision of the State Forest Department. Safety Zone shall be raised and maintained by the user agency/State Govt. in accordance with the relevant guidelines issued by the Ministry within three years at the project cost. Besides this afforestation on degraded forest land equal to one and a half time the area under safety zone shall also be done by the user agency at their cost under supervision of State Forest Department within three years at the project cost.

- viii. The State Govt. shall ensure compliance of instructions contained in the Judgement of Hon'ble Supreme Court order dated 27th February, 2012 passed in Special Leave Petition No.19628-19629 of 2009 in the matter of Deepak Kumar Vrs. State of Haryana and Others.
- ix. The State Govt. and the user agency shall ensure that the period of diversion of the said forest land under this approval shall be for a period co-terminus with the period of the mining lease granted under Orissa Minor Mineral Concession Rules, 2004 as amended subsequently.
- x. The State Govt. shall ensure that the State Forest Department shall implement the approved Regional Comprehensive Wildlife Management Plan from the funds deposited in CAMPA account by the user agency. Besides, the user agency shall take adequate measures for protection of wild fauna owing to operation of Stone Quarries in the area.
- xi. The State Govt. shall ensure that no labour camp shall be established on the forest land and the user agency shall provide fuels preferably alternate fuels to the labourers and staff working at the site so as to avoid any damage and pressure on the nearby forest areas.
- xii. The State Govt. and user agency shall ensure that while executing works, the user agency shall not fell any tree or damage forest growth in the surrounding forest area in any manner.
- xiii. The State Govt. and user agency shall ensure that the layout plan of the proposal shall not be changed without prior approval of the Ministry of Environment, Forest & Climate Change.
- xiv. The State Govt. and user agency shall ensure that earth or any material shall neither be brought from nor the debris resulting during construction be disposed of in the adjoining forest area by the user agency.
- xv. The State Govt. shall ensure that the user agency shall explore the possibility of successful translocation of maximum number of trees identified to be felled and shall ensure that any tree felling shall be done only when it is unavoidable and that too under strict supervision of the State Forest Department. The number of trees translocated shall be intimated to IRO, Bhubaneswar.
- xvi. The State Govt. shall ensure that the user agency shall carry out mining in the phased manner after taking due care for reclamation of the mined over area. The concurrent reclamation plan as per the approved mining plan shall be executed by the user agency from the very first year, and an annual report on implementation thereof shall be submitted to Nodal Officer (FCA) in the concerned State Govt and the concerned Integrated Regional Office of the Ministry. If it is found from the Annual Report that the activities indicated in the cocurrent reclamation plan are not being executed by the user agency, the Nodal Officer (FCA) or the concerned Dy. Director General Forests (Central) may direct that the mining activities shall remain suspended till such time, reclamation activities in the area is satisfactorily executed.

- xvii. The State Govt. shall ensure that the mining lease holder shall, after ceasing mining operations, undertake re-grassing the mining area, and any other area which may have been disturbed due their mining activities and restore the land to a condition which is fit for growth of fodder, flora fauna, etc.
- xviii. The State Govt. shall ensure that the forest land shall not be used for any purpose other than that specified in the proposal and under no circumstances be transferred to any other user agency, department or person without prior approval of the Ministry of Environment, Forest & Climate Change.
- xix. The State Govt. shall ensure that the user agency shall submit annual self monitoring report on compliance of stipulated conditions to the Nodal Officer (FCA) of the State and Integrated Regional Office of this Ministry by the end of March every year regularly.
- xx. The State Govt. shall ensure that any other conditions that the Ministry of Environment, Forests & Climate Change may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area, which shall be complied by the user agency.
- xxi. The State Govt. and user agency shall ensure compliance to provisions of the all Acts, Rules, Regulations, Guidelines, NGT Order (s) & Hon'ble Court Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project.
- xxii. It may please be noted that violation of any of these conditions will be amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per Para 1.21 of Chapter-I of Handbook of Guidelines issued under F.C. Act, 1980 vide Ministry's letter No.5-2/2017-FC dated 28.03.2019.

Yours faithfully,

Padma Mahanti

(Padma Mahanti)

Dy. Inspector General of Forests (C)

Copy to:-

1. The PCCF & Nodal Officer, Forest Department, Govt. of Odisha, Aranya Bhawan, Chandrasekharpur, Bhubaneswar.
2. The Tahasildar, Kaniha, Dist : Angul, Odisha.

Dy. Inspector General of Forests (C)

OFFICE OF THE TAHASILDAR, KANIHA

Certified that status of total land involved for Khindo Stone Quarry Project as given in the table below is as per Govt, records as on Dt: 25.10.1980.

Village name	Khata no.	Plot no.	Total Area (In ac)	Area to be acquired (In ac)	Kisam		Remarks
					As per HAL ROR	As per Sabik	
Khindo	276	96	31.80	3.00	Parbat/2	Jungle	

Total= 1.21 Ha

Divisional Forest Officer
Angul Division

Tahasildar,
Kaniha