

GOVERNMENT OF ODISHA
FOREST, ENVIRONMENT & CLIMATE CHANGE DEPARTMENT

No. FE-DIV-FLD-0079-2021- 18194 /FE&CC, Bhubaneswar, dated the 08-10-21
10F (Cons) 39/2020

ORDER

Sub: Proposal for non-forestry use of 68.00 ha forest land in favour of M/s OMC Ltd. for mining of Iron Ore in Unchabali (Mahaparbat) Mine located at village Unchabali and Balda under Barbil Tehsil in District Keonjhar (Odisha).

WHEREAS, the Deputy General Manager (Geo), Odisha Mining Corporation Ltd., OMC House, Bhubaneswar had applied for diversion of 68.00 ha of forest land (49.34 ha of non-forest land recorded as 'Forest' as on 25th October, 1980 and 18.660 ha of non-forest land having enough forest growth to be considered as 'Forest' in line with the orders dt.12.12.1996 of Hon'ble Supreme Court in WP (C) No.202/1995) in respect of Unchabali (Mahaparbat) Iron Ore Mines of M/s OMC Ltd. including 11.240 ha of forest land located in the safety zone in village Unchabali and Balda under Barbil Tahasil within the jurisdiction of Keonjhar Forest Division in Keonjhar District, Odisha.

And whereas, the Ministry of Environment, Forest & Climate Change, Government of India, New Delhi had accorded Stage-I approval under Section 2 of the Forest (Conservation) Act, 1980 for the diversion of 68.00 ha of forest land (49.34 ha of non-forest land recorded as 'Forest' as on 25th October, 1980 and 18.660 ha of non-forest land having enough forest growth to be considered as 'Forest' in line with the orders dated 12.12.1996 of Hon'ble Supreme Court of WP (C) No.202/1995) in respect of Unchabali (Mahaparbat) Iron Ore Mines of M/s OMC Ltd. including 11.240 ha of forest land located in the safety zone in village Unchabali and Balda under Barbil Tahasil within the jurisdiction of Keonjhar Forest Division in Keonjhar District, Odisha, subject to fulfillment of certain conditions vide its letter F.No.8-21/2018-FC dtd.16.11.2018 (**Annexure-I**).

And whereas, the MoEF&CC, Government of India, New Delhi in consideration of the compliance of the conditions of the 'Stage-I' approval, have accorded final approval under Section-2 of the Forest (Conservation) Act, 1980 for non-forestry use of 68.00 ha forest land in favour of M/s OMC Ltd. for mining of Iron Ore in Unchabali (Mahaparbat) Mine located at village Unchabali and Balda under Barbil Tehsil in District Keonjhar (Odisha) vide its letter F.No.8-21/2018FC dtd.30.09.2021 (**Annexure-II**) subject to conditions as stipulated therein.

Now therefore, the Government of Odisha, do hereby allow non-forestry use of above mentioned 68.00 ha of forest land in favour of user agency, as per approved land schedule furnished by PCCF, Odisha vide their letter No.4334 dtd.06.03.2018 subject to fulfillment of the conditions of final forest clearance order as stipulated by the MoEF&CC, Government of India, New Delhi. The details land schedule of forest land as received from PCCF, Odisha vide their letter No.4334 dtd.06.03.2018 are appended herewith as **Annexure-III (3 Pages)**.

The Collector, Keonjhar and Divisional Forest Officer, Keonjhar Forest Division, as the case may be are hereby authorized to handover the forest land coming within their jurisdiction, after compliance of **Condition-A i.e. Conditions which need to be complied with before handing over of forest land to the user agency by the State Forest Department**, as has been finally diverted following due procedure of law. Before handing over the diverted forest land to the user agency, it shall be ensured that Net Present Value of the forest land for this project for which approval has been obtained shall be deposited in full, at applicable rates. **Condition as laid down in Condition-B i.e. Conditions which need to be complied on field after handing over of forest land to the user agency by the State Forest Department as stipulated in the final approval order dtd.30.09.2021 should also be complied.**

The Divisional Forest Officer, Keonjhar 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 Principal Chief Conservator Forests, Odisha and to the Forest, Environment & Climate Change Department.

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

By order of Governor

08/10/21
(Lingaraj Otta)

Special Secretary to Government

Memo No. 18195 / FE&CC Date 08-10-21

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

Appropriate instruction to the Divisional Forest Officer, Keonjhar 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, Keonjhar Forest Division that Net Present

Value of the forest land involved in this project of the user agency is deposited by them in appropriate head in full, at applicable rates. 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, Keonjhar Forest Division for facilitating monitoring of compliances.

Memo No. 18196 / FE&CC Date 08-10-21 Special Secretary to Government

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, Chandrasekharpur, 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.07/2012 communicated by the MoEF, Government vide their letter F. No.7-23/2012- FC dtd.24.07.2013.

Memo No. 18197 / FE&CC Date 08-10-21 Special Secretary to Government

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

Memo No. 18198 / FE&CC Date 08-10-21 Special Secretary to Government

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

It may be ensured by the Divisional Forest Officer, Keonjhar Forest Division that Net Present Value of the forest land involved in this project of the user agency shall be deposited by them in full, at applicable rates in appropriate head before handing over of the forest land to the user agency. Besides, funds, if any, due to be deposited by the user agency for 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, Keonjhar Forest Division for facilitating monitoring of compliances by them.

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

Memo No. 18199 / FE&CC Date 08-10-21 Special Secretary to Government

Copy along with the copy of Annexures as above forwarded to Steel & Mines Department/ Collector, Keonjhar/ Collector, Kahalandi for information and necessary follow up action.

Special Secretary to Government

Memo No. 18200 / FE&CC Date 08-10-21

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

ds/w/2021
Special Secretary to Government

Memo No. 18201 / FE&CC Date 08-10-21

Copy along with the copy of the Annexures forwarded to the Deputy General Manager (Geo), Odisha Mining Corporation Ltd., OMC House, Bhubaneswar 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.07/2012 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 along with the relevant offices of the State Government, who in turn, shall 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 DFO, Keonjhar Forest Division / RCCF, Rourkela Circle / PCCF, Odisha /Forest, Environment & Climate Change Department for reference.*

Besides the above, the user agency is also asked to deposit Net Present Value of forest land for this project in full, if not deposited yet, at applicable rates. Requisite funds due for deposit by the user agency on account of this project shall also be deposited under appropriate head.

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

ds/w/2021
Special Secretary to Government

Memo No. 18202 / FE&CC Date 08-10-21

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 & Climate Change 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 unfailingly.**

ds/w/2021
Special Secretary to Government

Memo No. 18203 / FE&CC Date 08-10-21

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

ds/w/2021
Special Secretary to Government

F. No. 8-21/2018-FC
Government of India
Ministry of Environment, Forests and Climate Change
(Forest Conservation Division)

Indira Paryavaran Bhawan
Aliganj, Jorbagh Road
New Delhi -110003.

Dated: October, 2018
16.10.18

CO (Div)
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17/11

To,
The Principal Secretary (Forests),
Government of Odisha,
Bhubaneswar.

Stage-I approval order.

Sub: Diversion of 68.00 ha of forest land (49.34 ha of non-forest land recorded as 'Forest' as on 25th October 1980 and 18.660 ha of non-forest land having enough forest growth to be considered as 'forest' in line with the orders dated 12.12.1996 of Hon'ble Supreme Court of WP(C) No. 202/1995) in respect of Unchabali (Mahaparbat) Iron Ore Mines of M/s OMC Ltd including 11.240 ha of forest land located in the safety zone in village Unchabali and Balda under Barbil Tahasil within the jurisdiction of Keonjhar Forest division in Keonjhar district, Odisha.

Sir,

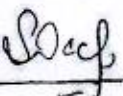
I am directed to refer to the Government of Odisha's letter No. 10F (Cons) 110/2016-6193 /F&E, Bhubaneswar, dated 16.03.2018 on the above mentioned subject seeking prior approval of the Central Government under Section 2 of the Forest (Conservation) Act, 1980, and to say that the said proposal has been examined by the Forest Advisory Committee constituted by the Central Government under Section-3 of the aforesaid Act.

2. After careful consideration of the proposal of the State Government of Odisha and on the basis of the recommendations of the Forest Advisory Committee, the Central Government hereby agrees to accord **Stage-I approval** under the Forest (Conservation) Act, 1980 for the diversion of 68.00 ha of forest land (49.34 ha of non-forest land recorded as 'Forest' as on 25th October 1980 and 18.660 ha of non-forest land having enough forest growth to be considered as 'forest' in line with the orders dated 12.12.1996 of Hon'ble Supreme Court of WP(C) No. 202/1995) in respect of Unchabali (Mahaparbat) Iron Ore Mines of M/s OMC Ltd including 11.240 ha of forest land located in the safety zone in village Unchabali and Balda under Barbil Tahasil within the jurisdiction of Keonjhar Forest division in Keonjhar district, Odisha subject to the following conditions:

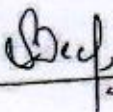
- (i) Legal status of the diverted forest land shall remain unchanged;
- (ii) Compensatory afforestation shall be raised over non forest land equal to extent of the forest area being diverted and at least 1000 plants per hectare (68.00 ha x 1000 = 68000 plants) shall be planted over

Deep

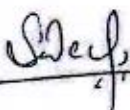
- identified non-forest land and if it is not possible to plant that many saplings in the area identified for CA, the balance saplings will be planted in any other forests as per prescriptions of approved working plan with provision for ten years on subsequent maintenance;
- (iii) State Government shall initiate action as per the provisions of MoEF&CC letter No. 11-42/2017-FC dated 29.01.2018. The action taken report shall be submitted to MoEF&CC prior to Stage-II approval.
- (iv) The User Agency shall pay towards cost of removal of trees enumerated before commencement of work on Stage-II approval and tree felling should be taken up in phases strictly as per requirement under the supervision of the Divisional Forest Officer, Keonjhar Forest Division.
- (v) The User Agency shall pay the proportionate cost for implementation of Regional Wildlife Management Plan as per revised cost norm. Besides, the Site Specific Wildlife Conservation Plan for the project as well as its impact area shall be prepared by the user agency and approved by CWLW, Odisha for its execution at project cost.
- (vi) 11.24 ha of forest land is to be maintained as safety zone and in no circumstances, it shall be used for mining and other allied activities.
- (vii) The user agency shall undertake demarcation of the lease area on the ground posting four feet high cement concrete pillars embedded two feet inside the soil with serial number, forward and backward bearings, and distance from pillar to pillar. The user agency shall also submit the map of lease area showing different kinds of forest land using DGPS survey data and latitude and longitude of each pillar to the Divisional Forest Officer, Keonjhar for his reference before commencement of work on final forest clearance.
- (viii) Since environmental clearance has been obtained by the user agency for 0.7MTPA and Mining scheme is for production of 1 MTPA, revised environmental clearance if required, shall be obtained by the user agency.
- (ix) Since the DFO has reported that soil erosion is likely to increase, following felling of trees in undulating topography, the user agency shall take appropriate steps to control erosion in the applied area. An approved Soil moisture conservation plan shall be submitted prior to stage II approval
- (x) The land use plan in the mining area shall be in consonance with the approved mining plan
- (xi) 25% of CA cost will be deposited extra by the user agency for soil and moisture conservation (SMC) activities on the CA land.
- (xii) The User Agency shall transfer the cost of raising and maintaining the compensatory afforestation at the current wage rate in consultation with State Forest Department in the account of CAMPA of the concerned State through online portal. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.
- (xiii) The User Agency shall transfer the funds for the Net Present Value



- (NPV) of the forest land being diverted under this proposal from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 28.03.2008, 24.04.2008 and 09.05.2008 in Writ Petition (Civil) No. 202/1995 and the guidelines issued by this Ministry vide its letter No. 5-3/2007-FC dated 05.02.2009 through online portal of CAMPA account of the State Concerned;
- (xiv) At the time of payment of the Net Present Value (NPV) at the present rate, the user agency shall furnish an undertaking to pay the additional amount of NPV, if so determined, as per the final decision of the Hon'ble Supreme Court of India;
- (xv) User Agency should ensure that the Compensatory levies (CA cost, NPV, etc.) are deposited through challan generated online on web portal and deposited in appropriate bank online only. Amount deposited through other mode will not be accepted as compliance of the Stage-I clearance.
- (xvi) The land identified for the purpose of CA shall be clearly depicted on a Survey of India topo-sheet of 1:50,000 scale;
- (xvii) Following activities shall be undertaken by the user agency at the project cost and **appropriate cost of the plan/scheme shall be deposited in CAMPA Account:**
- a) A plan containing appropriate mitigative measures to minimize soil erosion and choking of streams shall be prepared and implemented;
 - b) Planting of adequate drought hardy plant species and sowing of seeds in the appropriate area within the mining lease to arrest soil erosion;
 - c) Construction of check dams, retention /toe walls to arrest sliding down of the excavated material along the contour;
 - d) Stabilize the overburden dumps by appropriate grading/benching so as to ensure that that angles of repose at any given place is less than 28°; and
 - e) Strict adherence to the prescribed top soil management.
- (xviii) The user agency shall prepare a land surrender schedule for surrender of the mined out and biologically reclaimed forest land in accordance with the existing mine plan and progressive mine closure plan and submit an undertaking that mined out and biologically reclaimed forest land will be surrendered to the State Forest Department as per this schedule.
- (xix) User agency in consultation with the State Forest Department shall create and maintain alternate habitat/ home for the avifauna, whose nesting trees are to be cleared in this project. Bird nests artificially made out of eco-friendly materials shall be used in the area, including forest area and human settlements, adjoining the forest area being diverted for the project;
- (xx) Fencing, protection and regeneration of the safety zone area [7.5 meters strip shall be kept within the mining lease boundary and area of the safety zone shall be part of the total area of mining lease as per the Ministry's guidelines dated 27.05.2015] shall be done at the project cost within three years and maintained thereafter as per approved working plan of the State Govt.;



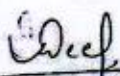
- (xxi) User agency either himself or through the State Forest Department shall undertake afforestation on degraded forest land, at project cost, one and half time in extent to the area used for safety zone;
- (xxii) **Period of diversion of the said forest land under this approval shall be for a period of 11 years from the date of issue of Stage-II Clearance;**
- (xxiii) User agency either himself or through the State Forest Department shall undertake gap planting and soil & moisture conservation activities to restock and rejuvenate the degraded open forests (having crown density less than 0.4), if any, located in the area within 100 meters from outer perimeter of the mining lease;
- (xxiv) The User Agency shall prepare a list of existing village tanks and other water bodies with GPS co-ordinates located within five km. from the mine lease boundary. This list is to be duly verified by the concerned Divisional Forest Officer. The User Agency shall regularly undertake desilting of these village tanks and other water bodies so as to mitigate the impact of siltation of such tanks/water bodies. A detailed plan for desilting of identified ponds and water bodies to be prepared in consultation with forest department and shall be submitted to MoEF&CC before Stage-II approval;
- (xxv) The User Agency shall implement the R&R Plan as per the R&R Policy of State Government in consonance with National R&R Policy, Government of India before the commencement of the project work and implementation. The said R&R Plan will be monitored by the State Government/Regional Office of MoEF&CC along with indicators for monitoring and expected observable milestones;
- (xxvi) User agency shall undertake mining in a phased manner only after stage-II clearance and take due care for reclamation of the mined over area. The concurrent reclamation plan shall be executed by the User Agency as per the approved mining plan/scheme and an annual report on implementation thereof shall be submitted to the concern Nodal Officer, Forest (Conservation) Act, 1980, and the Addl. Principal Chief Conservator of Forests (Central), Ministry of Environment & Forests, concern Regional Office. If it is found from the annual report that the activities indicated in the concurrent reclamation plan are not being executed by the user agency, the Nodal Officer or the Addl. Principal Chief Conservator of Forests (Central) may direct that the mining activities shall remain suspended till such time, such reclamation activities are satisfactorily executed;
- (xxvii) No labour camp shall be established on the forest land;
- (xxviii) User agency shall provide firewood preferably alternate fuel to the labourers and the staff working at the site so as to avoid any damage and pressure on the adjacent forest areas;
- (xxix) Forest land shall not be used for any purpose other than that specified in the proposal;
- (xxx) State Government shall complete settlement of rights, in term of the Scheduled Tribes and Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006, if any, on the forest land to be diverted and submit the documentary evidence as prescribed by this Ministry in it's letter No. 11-9/1998-FC (pt.) dated 3rd August 2009 read with 05.07.2013, in support thereof;



- (xxxi) The user agency shall submit the annual self compliance report in respect of the above conditions to the State Government, concerned Regional Office and this Ministry by the end of March every year regularly;
- (xxxii) Any other condition that the concern Regional Office of this Ministry, may stipulate, from time to time, in the interest of conservation, protection and development of forests & wildlife; and
- (xxxiii) The State Government and user agency shall comply the provisions of the all Acts, Rules, Regulations, Guidelines & Hon'ble Court Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project ;

After receipt of the report on compliance to the conditions stipulated in the paragraph-2 above from the State Government of Odisha, final/ stage-II approval for diversion of the said forest under Section-2 of the Forest (Conservation) Act, 1980 will be issued by this Ministry. Transfer of to the said forest land to the user agency shall not be affected by the State Government of Odisha till final/stage-II approval for its diversion is issued by this Ministry.

Yours faithfully,



(Sandeep/Sharma)

Assistant Inspector General of Forests (FC)

Copy to:

1. The Principal Chief Conservator of Forests, Government of Odisha, Bhubaneswar.
2. The Nodal Officer (FCA), Government of Odisha, Bhubaneswar.
3. The Addl. Principal Chief Conservator of Forests (Central), Regional Office (Eastern Zone), Bhubaneswar.
4. User Agency.
5. Monitoring Cell, FC Division, MoEF, New Delhi.
6. Guard File.



(Sandeep Sharma)

Assistant Inspector General of Forests (FC)

Government of India
Ministry of Environment, Forest and Climate Change
(Forest Conservation Division)

Indira Paryavaran Bhawan,
Jor Bagh Road, Aliganj,
New Delhi: 110003,

Dated: 30th September, 2021

To,
The Addl. Chief Secretary (Forests),
Government of Odisha,
Bhubaneswar.

Sub: Proposal for non-forestry use of 68.00 ha forest land in favour of M/s OMC Ltd. for mining of Iron ore in Unchabali (Mahaparbat) Mine located at village Unchabali and Balda under Barbil Tehsil in District Keonjhar (Odisha).

Sir,

I am directed to refer to the Government of Odisha's letter No . FC (Cons) 110/2016/6193/F&E dated 16.03.2018 on the above-mentioned subject seeking prior approval of the Central Government under Section-2 of the Forest (Conservation) Act, 1980. After careful examination of the proposal by the Forest Advisory Committee, constituted under Section-3 of the said Act, 'in-principle' approval to the proposal under the Forest (Conservation) Act, 1980 was granted vide this Ministry's letter of even number dated 16th November, 2020 subject to fulfillment of certain conditions prescribed therein. The State Government has furnished compliance report in respect of the conditions stipulated in the in-principle approval and has requested the Central Government to grant final approval.

In this connection, I am directed to say that on the basis of the compliance report furnished by the State Government vide their letter No. 8926/9F (MG)-11/2017 dated 21.03.2020, letter no. 16500/9F(MG)-11/2017 dated 18.09.2020 and letter no. 14377/9F(MG)-11/2017 dated 24.08.2021, final approval of the Central Government is hereby granted under Section-2 of the Forest (Conservation) Act, 1980 for non-forestry use of 68.00 ha forest land in favour of M/s OMC Ltd. for mining of Iron ore in Unchabali (Mahaparbat) Mine located at village Unchabali and Balda under Barbil Tehsil in District Keonjhar (Odisha), subject to following conditions:

A. Conditions which need to be complied with before handing over of forest land to the user agency by the State Forest Department

- The KML files of diverted area, the CA areas, SMC works area and the WLMP area shall be uploaded on the e-Green watch portal with all requisite details.
- Complete compliance of provisions under FRA, 2006 as applicable, shall be ensured.

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- B. Conditions which need to be complied on field after handing over of forest land to the user agency by the State Forest Department**
- i. Legal status of the diverted forest land shall remain unchanged;
 - ii. **Compensatory Afforestation (CA)**
 - a. The State Government shall ensure that CA and corresponding SMC works, as stipulated in the Stage-I approval, shall be raised within three years from the date of issue of Stage –II
 - iii. **Net Present Value**
 - a. As reported by the State Government, NPV has been realised as per court orders and relevant guidelines issued by this Ministry. Additional NPV if becomes due as per final order of Hon'ble Supreme Court, shall be paid by the User Agency; and
 - b. 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. Compensatory levies for this project, if any to be realized in future from the User Agency, shall be deposited to into the account of CAMPA of the State concerned through e-portal (<https://parivesh.nic.in>);
 - v. The User Agency shall pay towards cost of removal of trees enumerated before commencement of work on Stage-II approval and tree felling should be taken up in phases strictly as per requirement under the supervision of the Divisional Forest Officer, Keonjhar Forest Division.
 - vi. The proportionate cost for implementation of Regional Wildlife Management Plan (RWMP) as per revised cost norm realized from the user agency shall be used in the implementation of the provisions of the RWMP, besides, the implementation of the Site Specific Wildlife Conservation Plan approved by CWLW, Odisha at project cost.
 - vii. The State Government and the user agency shall ensure that the 11.2 ha of forest land is to be maintained as safety zone and in no circumstances, it shall be used for mining and other allied activities.
 - viii. The State Govt. shall ensure that the boundary of the diverted forest land, mining lease and safety zone 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; The user agency shall also submit the map of lease area showing different kinds of forest land using DGPS survey data and latitude and longitude of each pillar to the Divisional Forest Officer, Keonjhar for his reference before commencement of work on final forest clearance.
 - ix. Since environmental clearance has been obtained by the user agency for 0.7MTPA and Mining scheme is for production of 1 MTPA, revised environmental clearance if required, shall be obtained by the user agency.
 - x. Since the DFO has reported that soil erosion is likely to increase, following the felling of trees in undulating topography, the user agency shall take appropriate steps to control erosion in the applied area. Approved Soil moisture conservation plan shall be implemented by the user agency;
 - xi. The State Govt. shall ensure that the land use plan in the mining area shall be in consonance with the approved mining plan;
 - xii. Following activities, as per approved plan / schemes, shall be undertaken by the User Agency at project cost under the supervision of the State Forest Department:
 - a. Mitigative measures to minimize soil erosion and choking of stream shall be

- implemented within a period of three year with effect from the issue of Stage-II clearance in accordance with the approved Plan in consultation with the State Forest Department.
- b. Planting of adequate drought hardy plant species and sowing of seeds, in the appropriate area within the mining lease to arrest soil erosion in accordance with the approved scheme;
 - c. Construction of check dams, retention /toe walls to arrest sliding down of the excavated material along the contour in accordance with the approved scheme;
 - d. Stabilize the overburden dumps by appropriate grading/benching, in accordance with the approved scheme, so as to ensure that angles of repose at any given place is less than 28 degree; and
 - e. No damage shall be caused to the top-soil and the user agency will follow the top soil management plan.
- xiv. The State Govt. shall ensure that the user agency shall prepare a land surrender schedule for surrender of the mined out and biologically reclaimed forest land in accordance with the existing mine plan and progressive mine closure plan and such mined out and biologically reclaimed forest lands will be surrendered to the State Forest Department as per this schedule.
- xv. The State Govt. shall ensure that the User agency in consultation with the State Forest Department shall create and maintain alternate habitat/ home for the avifauna, whose nesting trees are to be cleared in this project. Bird nests artificially made out of eco-friendly materials shall be used in the area, including forest area and human settlements, adjoining the forest area being diverted for the project;
- xvi. The State Govt. shall ensure that the activities proposed in the approved scheme for fencing, protection and regeneration of the safety zone area [7.5 meters strip shall be kept within the mining lease boundary and area of the safety zone shall be part of the total area of mining lease as per the Ministry's guidelines dated 27.05.2015] shall be implemented within three year at the project cost from the issue of Stage-II Clearance;
- xvii. User agency either himself or through the State Forest Department shall undertake afforestation on degraded forest land, at project cost, one and half time in extent to the area used for safety zone;
- xviii. Period of diversion of the said forest land under this approval shall be for a period of 11 years from the date of issue of Stage-II Clearance;
- xix. The State Govt. shall ensure that user agency either himself or through the State Forest Department shall undertake gap planting and soil & moisture conservation activities to restock and rejuvenate the degraded open forests (having crown density less than 0.40), if any, located in the area within 100 m. from outer perimeter of the mining lease as per scheme submitted along with the compliance report;
- xx. The State Govt. shall ensure de-silting of village tanks and other water bodies located within 5 km of distance from the mining lease boundary is undertaken by the user agency so as to mitigate the impact of siltation of such tanks/waterbodies as per plan submitted and verified by the DFO concerned;
- xxi. State Govt. shall ensure that User Agency shall implement the R&R Plan as per the R&R Policy of State Government in consonance with National R&R Policy, Government of India before the commencement of the project work and implementation. The said R&R Plan will be monitored by the State

- Government/Regional Office of MoEF&CC along with indicators for monitoring and expected observable milestones;
- xxii. The State Govt. shall ensure that the User Agency shall carry out mining in a 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 the Nodal Officer, Forest (Conservation) Act, 1980, in the concerned State Government and the concerned Regional Office of the Ministry. If it is found from the annual report that the activities indicated in the concurrent reclamation plan are not being executed by the User Agency, the Nodal Officer or the Chief Conservator of Forests (Central) may direct that the mining activities shall remain suspended till such time, such reclamation activities area satisfactorily executed;
- xxiii. The State Govt. and the user agency shall ensure that no labour camp shall be established on the forest land;
- xxiv. The State Govt. shall ensure that the User Agency shall provide fuels preferably alternate fuels to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas;
- xxv. The State Govt. and the user agency shall ensure that the layout plan of the proposal shall not be changed without the prior approval of the Central Government.
- xxvi. The State Govt. and the user agency shall ensure that the forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government;
- xxvii. The State Govt. and the user agency shall ensure that no damage to the flora and fauna of the adjoining area shall be caused;
- xxviii. The State Govt. and the user agency shall ensure that the forest land shall not be used for any purpose other than that specified in the proposal;
- xxix. The State Government shall ensure that process for settlement of rights under the Forest Rights Act, 2006 has been completed as per the relevant guidelines issued by the Ministry in this regard;
- xxx. The State Govt. shall ensure that the User Agency shall submit the annual self compliance report in respect of the above stated conditions to the State Government, concerned Regional Office and this Ministry by the end of March every year;
- xxxi. The mining lease holder shall, after ceasing mining operations, undertake re-grassing in the mining area, and any other areas 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.
- xxxii. Any other condition that the concerned Integrated Regional Office of this Ministry may stipulate with prior approval of approval, from time to time, in the interest of conservation, protection and development of forests & wildlife;
- xxxiii. The State Govt. shall ensure that the user agency shall comply all the provisions of the all Acts, Rules, Regulations, Guidelines & Hon'ble Court Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project; and
- xxxiv. Violation of any of these conditions will amount to violation of Forest

(Conservation) Act, 1980 and action would be taken as prescribed in para 1.21 of Chapter 1 of the Handbook of comprehensive guidelines of Forest (Conservation) Act, 1980 as issued by this Ministry's letter No. 5-2/2017-FC dated 28.03.2019.

Yours faithfully,

Sd/-

(Sandeep Sharma)

Assistant Inspector General of Forests (FC)

Copy to:

- i. PCCF (HoFF), State Forest Department, Government of Odisha, Bhubaneswar
- ii. Regional Officer (Central), Integrated Regional Office of the MoEF&CC at Bhubaneswar
- iii. Nodal Officer (FCA), O/o the PCCF, Government of Odisha, Bhubaneswar.
- iv. Monitoring Cell of FC Divisions, MoEF&CC, New Delhi.
- v. Guard file.

Deviation section
01/x/2021
M

Deviation (KSP)
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LAND STATUS OF MAHAPARBAT IRON ORE MINING LEASE AREA OF ,M/S OMC LTD.

Village- Unchabali,
Thana-Joda,
Tahasil-Barbil,
Dist. Keonjhar. Odisha.

AS PER HAL ROR						Land status as on 25.10.1980.	
Khata No.	Plot No	Name of the Tenant	Kissam	Area In Acre	Sabik Plot No	Sabik Khata No	Kissam
172	28	A.A.A.	Parbat-II	14.28(P) ✓	2	49	Jungle
172	29	A.A.A.	Parbat-II	38.68	2	49	Jungle
172	30	A.A.A.	Parbat-II	49.13(P)	2	49	Jungle
172	31	A.A.A.	Parbat-II	9.75	2	49	Jungle
172	32	A.A.A.	Parbat-II	10.08	2	49	Jungle
			Total :	121.92 OR 49.34ha			

village-Balada, P.S- Joda

54	627	A.J.A	Khani	0.28(P)	Unsurvey		
52	628	Rakhita	Danda	0.15(P)	Unsurvey		
54	630	A.J.A	Talla-I	0.41(P)	Unsurvey		
54	631	A.J.A	Talla-I	0.63(P)	Unsurvey		
52	632	Rakhita	Khani	22.85(P)	Unsurvey		
52	633	Rakhita	Khani	10.01(P)	Unsurvey		
55	202/643	A.J.A	1.39(P) Nala		Unsurvey		
52	621	Rakhita	Khani	10.39(P)	Unsurvey		
			Total :	46.11 OR 18.6ha			

G.Total : 168.03 OR 68.0ha

Verified with office Record

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Amsh

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Land schedule of the area over 168.256 Acres or 68.091 Hects of Odisha Mining Corporation Ltd.
for Mahaparbat.M.L. for Iron ore in villages Kundapasi, Unchabali and Balda
under Champua Sub-division of Keonjhar dist.

Sl_no	VILL_NAME	Khata_No	PLOT_NO	Tenant	Kissam	Area_Ac	Area_Ha	Category	Status	Remarks
1	Balada	52	621	Rakhit	Khani	13.225	5.352	Govt	Part	Old
2	Balada	54	627	Abad Jogya Anabadi	Bajefasal-2	0.766	0.310	Govt	Part	Old
3	Balada	52	628	Rakhit	Rasta	0.353	0.143	Govt	Part	Old
4	Balada	54	629	Abad Jogya Anabadi	Bajefasal-2	0.054	0.022	Govt	Part	New
5	Balada	54	630	Abad Jogya Anabadi	Taila-1	0.405	0.164	Govt	Full	Old
6	Balada	54	631	Abad Jogya Anabadi	Taila-1	0.991	0.401	Govt	Part	Old
7	Balada	52	632	Rakhit	Khani	30.367	12.289	Govt	Part	Old
8	Balada	52	633	Rakhit	Khani	10.775	4.361	Govt	Part	Old
9	Balada	52	634	Rakhit	Khani	0.393	0.159	Govt	Part	New
10	Balada	55	643	Abad Jogya Anabadi	Nala	1.490	0.603	Govt	Part	Old
					Total	58.820	23.804			
11	Kundapasi	34	283	Abadjogya Anabadi	Taila-2	0.198	0.080	Govt	Part	New
12	Kundapasi	34	284	Abadjogya Anabadi	Patita	0.005	0.002	Govt	Part	New
					Total	0.203	0.082			
13	Unchabali	171	20	Abad Jogya Anabadi	Taila-1	0.005	0.002	Govt	Part	New
14	Unchabali	172	28	Abad Ajojya Anabadi	Parbat-II	14.401	5.828	Govt	Part	Old
15	Unchabali	172	29	Abad Ajojya Anabadi	Parbat-II	40.239	16.284	Govt	Full	Old
16	Unchabali	172	30	Abad Ajojya Anabadi	Parbat-II	46.910	18.984	Govt	Part	Old
17	Unchabali	172	31	Abad Ajojya Anabadi	Parbat-II	2.397	0.970	Govt	Part	Old
18	Unchabali	172	32	Abad Ajojya Anabadi	Parbat-II	5.281	2.137	Govt	Part	Old
					Total	109.233	44.205			
					Grand Total	168.256	68.091			

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Forest Range Officer
Banki Range

ABSTRACT OF LAND SCHEDULE

Sl.No	Village Name	Forest Land		Govt. Land		Non Forest Land		Total		Area in Acres	Area in Hects.
		Acres	Hects	Acres	Hects	Acres	Hects	Acres	Hects		
1	Balda	NIL	NIL	58.82	23.804	NIL	NIL	58.82	23.804	58.82	23.804
2	Unchabali	NIL	NIL	109.233	44.205	NIL	NIL	109.233	44.205	109.233	44.205
3	Kundapasi	NIL	NIL	0.203	0.082	NIL	NIL	0.203	0.082	0.203	0.082
	Total	NIL	-NIL	168.256	68.091	NIL	-NIL	168.256	68.091	168.256	68.091

N.B- As Per Hal Records.

Dr. N. Sampath Kumar
Dr. N. Sampath Kumar
 District Surveyor
 Banki Range

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