

**GOVERNMENT OF ODISHA
FOREST & ENVIRONMENT DEPARTMENT**

No. FE-DIV-FLD-0070-2021- 8119 /F&E, Bhubaneswar, dated the 23.04.2021
10F (Cons) 50/18

ORDER

Sub: Diversion of balance of 76.7206 ha out of proposed diversion of 117.9648 ha (originally proposed 216.3617 ha) of forest land (out of which broken up area of 41.2442 ha of forest land has been diverted vide Ministry's letter dtd.24.04.2017) in favour of Odisha Mining Corporation Limited (OMC) for mining of Iron Ore in Gandhamardan Block-A in Keonjhar District in the State of Odisha.

WHEREAS, the Odisha Mining Corporation Ltd, Bhubaneswar, Odisha had applied for diversion of balance of 76.7206 ha out of proposed diversion of 117.9648 ha (originally proposed 216.3617 ha) of forest land (out of which broken up area of 41.2442 ha of forest land has been diverted vide Ministry's letter dtd.24.04.2017) for mining of Iron Ore in Gandhamardan Block-A in Keonjhar District in the State of Odisha.

And whereas, the Ministry of Environment & Forests (FC Division), Government of India, had accorded 'in-principle' approval for diversion of 117.9648 ha of forest land (fresh area 76.7206 ha and broken up forest land 41.2442 ha) (out of 216.3617 ha of forest land proposed) in Gandhamardan Block-A in favour of Odisha Mining Corporation in Keonjhar District of Odisha for 1st Renewal of Mining lease subject to fulfillment of certain conditions vide its letter F.No.8-105/2006-FC dtd.17.02.2009 (**Annexure-I**).

And whereas, the MoEF&CC, Government of India, New Delhi in consideration of the compliance of the conditions of the 'in-principle' approval, have accorded final approval for balance forest area of 76.7206 ha out of proposed diversion of 117.9648 ha (originally proposed 216.3617 ha) of forest land (out of which 41.2442 ha of broken up area was diverted vide Ministry's letter dtd.24.04.2017) in favour of Odisha Mining Corporation Limited (OMC) for mining of Iron Ore in Gandhamardan Block-A in Keonjhar District in the State of Odisha vide its Letter File No.8-105/2006-FC dtd.22.03.2021 (**Annexure-II**) subject to conditions as stipulated therein.


Now therefore, the Government of Odisha, do hereby allow diversion of above mentioned 76.7206 ha of 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, New Delhi.

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 **conditions i.e. A. Conditions which need to be complied by user agency prior to handing over of forest land, B. State Govt. shall ensure complete compliance of the provisions of FRA, 2006 & C. Conditions which need to be complied on field after 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 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, Keonjhar Keonjhar 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 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



(Jitendra Kumar) 23/4/21

Special Secretary to Government

Memo No. 8120 /F&E Date 23-04-2021

Copy along with the copy of Annexure-I and Annexure-II 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 of 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 user agency as well as for any other projects of the same 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 of Keonjhar Forest Division for facilitating monitoring of compliances.

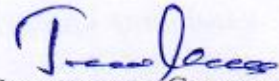


Special Secretary to Government

23/4/21

Memo No. 8121 /F&E Date 23.04.2021

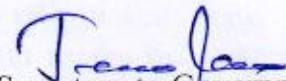
Copy along with the copy of Annexures as above forwarded to the Asst. Inspector General of Forests, Government of India, MoEF&CC (FC Division), Indira Paryavaran Bhawan, Jor Bagh, Aliganj Road, New Delhi, Pin-110003/ Deputy Director General of Forests (Central), MoEF&CC, Government of India, IRO, A/3, 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.



Special Secretary to Government
23/4/21

Memo No. 8122 /F&E Date 23.04.2021

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.



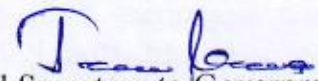
Special Secretary to Government
23/4/21

Memo No. 8123 /F&E Date 23.04.2021

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 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 before handing over of the forest land to 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 for facilitating monitoring of compliances by him.

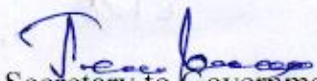
The Divisional Forest Officer is also instructed to ensure that the direction given to the user agency are executed immediately.



Special Secretary to Government
23/4/21

Memo No. 8124 /F&E Date 23.04.2021

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



Special Secretary to Government
23/4/21

Memo No. 8125 /F&E Date 23.04.2021

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.



Special Secretary to Government
23/4/21

Memo No. 8126 /F&E Date 23-04-2021

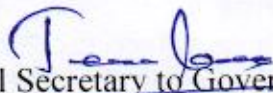
Copy along with the copy of the Annexures forwarded to the Managing Director, M/s.OMC Ltd., OMC House, Bhubaneswar, Odisha for information and immediate necessary action.

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.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/F&E Department for reference.*

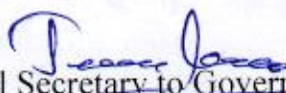
Besides the above, the user agency is also asked to deposit Net Present Value of forest land for this project and for any other projects belonging to him in full, if not deposited yet, at applicable rates. Requisite funds due for deposit by the user agency on account of this project shall also be deposited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

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


Special Secretary to Government
23/4/21

Memo No. 8127 /F&E Date 23-04-2021

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 unfailingly.**


Special Secretary to Government
23/4/21

Memo No. 8128 /F&E Date 23-04-2021

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.


Special Secretary to Government
23/4/21