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GOVERNMENT OF INDIA
MINISTRY OF ENVIRONMENT & FORESTS
EASTERN REGIONAL OFFICE
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भारत सरकार
पर्यावरण एवं वन मंत्रालय,
पूर्वी क्षेत्रीय कार्यालय
ए/३, चन्द्रशेखरपुर, भुवनेश्वर - 751 023
तार - पर्यावरण, भुवनेश्वर

8(26)15/2003-FCE

May 17, 2005

To

The Principal Secretary,
Environment & Forests Department,
Govt. of Orissa,
Bhubaneswar.

Sub:-

Diversion of 2.998 ha of forest land for Railway Siding Project at Kanika at Basundhara area of MCL Sundergarh district.

Sir,

I am directed to refer to the State Government's letter No.10F(Cons)48/20038089/F&E dated 4th May 2005 on the above mentioned subject seeking prior approval of the Central Government for diversion of proposed forest land in accordance with the provisions of section-2 of the Forest(Conservation) Act, 1980.

After careful consideration of the proposal of the State Govt., the Central Government hereby conveys its approval under Section 2 of the Forest (Conservation) Act, 1980 for diversion of 2.998 ha of forest land for Railway Siding Project at Kanika at Basundhara area of MCL Sundergarh district, subject to fulfillment of the following conditions:-

1. Legal status of the forest land shall remain unchanged.
2. Compensatory afforestation shall be raised over 5.996 ha degraded forest land identified for this purpose.
3. The State Govt. should charge Net Present Value from the user agency as directed by Hon'ble Supreme Court and as per the guidelines issued by the Ministry of Environment & Forests vide letter No. 5-1/8-FC(Pt-II) dated 18th September and 22nd September, 2003.
4. The funds received from the User Agency towards compensatory afforestation and NPV shall be kept in fixed deposits in the name of concerned Divisional Forest Office or the Nodal Officer(Forest Conservation) of the State in a Nationalised Bank till such time the CAMPA intimates the Head of Accounts for deposition of fund, and directions regarding further utilization of the above fund.
5. Avenue plantation of shade bearing trees shall be raised in the entire stretch of the Railway siding project in all available land on either side at project cost as per scheme to be prepared in consultation with the Forest Department. The progress of avenue plantation shall regularly be monitored by the Divisional Forest Officer, Sundergarh Division till its successful completion.

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6. No earth or any construction material shall be borrowed from nor debris resulting during construction shall be disposed off in the adjoining forest area by the User Agency.
7. Adequate precaution shall be taken so that existing vegetation over adjoining forest land and wildlife, if any, is not disturbed or damaged in any way.
8. The construction staff and labourers employed by the User Agency or any agency working on their behalf shall be provided with coal or alternate source of energy to reduce dependence on firewood. Compliance of this condition shall be strictly monitored by local forest staff.
9. Proper soil conservation measures, wherever necessary, shall be taken along the length of the Railway siding project in forest area to prevent any damage to neighbouring forest land due to soil erosion. A need based scheme in the matter shall be prepared by the Forest Department and executed by the User Agency under supervision of forest officials. Copy of Scheme, if prepared, shall be furnished to the Regional Office.
10. The forest area diverted shall not be used for any purpose other than those shown in the diversion proposal.
11. Culverts/bridges shall be constructed by the User Agency so that no natural nalla, stream etc., if any, is blocked due to construction of Railway line.
12. Any other condition that the State Government/Central Govt. may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area shall be complied by the user agency.
13. In case of non-compliance of any of the above conditions, the Divisional Forest Officer, ^{Sundergarh} Forest Division shall report through the State Govt. to this office as per procedure laid down in the clause 1.9 of guidelines issued under Forest (Conservation) Act, 1980 on 25.10.1992.

(AJAY SRIVASTAV)

DY. CONSERVATOR OF FORESTS(CENTRAL)

Copy to:-

1. The Inspector General of Forests(FC), Ministry of Environment & Forests, Paryavaran Bhawan, CGO Complex, Lodi Road, New Delhi - 110 003.
2. The Principal Chief Conservator of Forests, Forest Department, Govt. of Orissa, Aranya Bhawan, C.S. Pur, Bhubaneswar.
3. The Nodal Officer, O/o the Principal Chief Conservator of Forests, Forest Department, Govt. of Orissa, Aranya Bhawan, C.S. Pur, Bhubaneswar.
4. The Divisional Forest Officer, ^{Sundergarh} Forest Division, Sundergarh.
5. The General Manager, Mahanadi Coaitfield Limited, Basundhara Area, Basundhara.
6. Guard file.

ABM
DY. CONSERVATOR OF FORESTS(CENTRAL)