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F. No. 8-67/2007-FC  
Government of India  
Ministry of Environment and Forests  
(F.C. Division)

Paryavaran Bhawan,  
CGO Complex, Lodhi Road,  
New Delhi - 110 003.  
Dated: 12<sup>th</sup> November, 2012

To,  
**The Principal Secretary (Forests),**  
Government of Madhya Pradesh,  
Bhopal.

**Sub:** Diversion of 66.949 ha. of forest land for Limestone Mining in Budgawana Block in West Sidhi Forest Division in Sidhi District of Madhya Pradesh in favour of Jaiprakash Associates Ltd., Rewa.

Sir,

I am directed to refer to Government of Madhya Pradesh's letter No. F-1/449/07/10-11/1001 dated 26.04.2007 on the above mentioned subject, wherein prior approval of the Central Government for the diversion of 66.949 ha. of forest land for Limestone Mining in Budgawana Block in West Sidhi Forest Division in Sidhi District of Madhya Pradesh in favour of Jaiprakash Associates Ltd., Rewa, was sought, in accordance with Section-2 of the Forest (Conservation) Act, 1980. The said proposal has been examined by the Forest Advisory Committee constituted by the Central Government under Section 3 of the aforesaid Act. After careful consideration of the proposal by the Forest Advisory Committee constituted under Section-3 of the said Act, Stage-I approval for the said proposal was granted vide this Ministry's letter of even number dated 20<sup>th</sup> April 2009 subject to fulfilment of certain conditions. The State Government has furnished compliance report in respect of the conditions stipulated in the stage-I approval and has requested the Central Government to grant final approval.

2. In this connection, I am directed to say that on the basis of the compliance report furnished by the Government of Madhya Pradesh vide letter No. F-1/449/07/10-11/3005 dated 13.10.2011, No. F-1/449/07/10-11/3071 dated 21.09.2012 and No. F-1/449/07/10-11/3722 dated 23.10.2012, approval of the Central Government is hereby granted under Section-2 of the Forest (Conservation) Act, 1980 for diversion of 66.949 ha. of forest land for Limestone Mining in Budgawana Block in West Sidhi Forest Division in Sidhi District of Madhya Pradesh in favour of Jaiprakash Associates Ltd., Rewa, subject to fulfilment of the following conditions:

- (i) Legal status of the diverted forest land shall remain unchanged;
- (ii) State Government shall raise compensatory afforestation over the 66.949 hectares of non-forest land transferred and mutated in favour of State Forest Department from funds realised from the user agency;
- (iii) The state Government shall revise the proposal for creation and maintenance of compensatory afforestation based on the wage rates applicable as on the date of grant of the final approval, realize the balance amount from the user agency and transfer the same to the ad-hoc CAMPA;
- (iv) Fencing, protection and regeneration of the safety zone area (7.5 metre strip all along the outer boundary of the mining lease area) shall be done at the project cost. Besides this, afforestation on degraded forest land, to be selected elsewhere, measuring one and a half times the area under safety zone, shall also be done at the project cost;
- (v) Following activities shall be undertaken by the State Forest Department at the project cost:

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- (a) Proper 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 to arrest soil erosion; and
- (c) Construction of check dams, retention/toe walls to arrest sliding down of the excavated material along the contour;
- (vi) Wherever possible and technically feasible, the User Agency shall undertake by involving local community, the afforestation measures in the blanks within the lease area, as well as along the roads outside the lease area diverted under this approval, in consultation with the State Forest Department at the project cost;
- (vii) The period of diversion under this approval shall be twenty (20) years subject to possession of valid lease by User Agency under the MMDR Act, 1957;
- (viii) The State Government shall realise the additional amount of the NPV of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India, from the user agency and transfer the same to the ad-hoc CAMPA;
- (ix) The User Agency shall undertake de-silting of the village tanks and other water bodies located within five km from the mine lease boundary so as to mitigate the impact of siltation of such tanks/water bodies, whenever required;
- (x) The User Agency shall undertake mining in a phased manner after taking due care for reclamation of the mined over area. The concurrent reclamation as indicated in the mine closure plan shall be executed by the User Agency from the very first year, and an annual report on implementation of the concurrent reclamation plan shall be submitted to the Nodal Officer, Forest (Conservation) Act, 1980, Government of Madhya Pradesh and the Chief Conservator of Forests (Central), Ministry of Environment & Forests, Regional Office (Western Zone), Bhopal. 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 recommend to the Ministry of Environment & Forests, suitable penal action to be taken against the project proponent;
- (xi) No labour camp shall be established on the forest land;
- (xii) The 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;
- (xiii) The boundary of the 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, DGPS coordinates, forward and back bearing and distance from adjoining pillars etc.;
- (xiv) The forest land shall not be used for any purpose other than that specified in the proposal;
- (xv) Any other condition that the Western Regional Office of this Ministry at Bhopal and the State Government of Madhya Pradesh may stipulate, from time to time, in the interest of conservation, protection and development of forests & wildlife;

12/11/2011

- (xvi) User agency shall submit annual self-monitoring report, indicating status of compliance to the conditions stipulated in the approval, to the State Government and the concerned Regional Office of this Ministry; and
- (xvii) All other conditions including standard conditions applicable to the proposals under Forest (Conservation) Act, 1980 and under different rules, regulations and guidelines including the Scheduled Tribe and other Forest Dwellers (recognition of Right) Act, 2006 shall be complied with before transfer of forest land.

Yours faithfully,

(H.C. Chaudhary)  
 Assistant Inspector General of Forests

Copy To:

1. The Principal Chief Conservator of Forests, Government of Madhya Pradesh, Bhopal.
2. The Nodal Officer, Forest Department, Government of Madhya Pradesh, Bhopal.
3. The CCF (Central), Regional Office, Bhopal.
4. User Agency.
5. Monitoring Cell, FC Division, MoEF, New Delhi.
6. Guard File.

*(Signature)*  
 (H.C. Chaudhary)  
 Assistant Inspector General of Forests