

Monitoring Cell
to Upadeshak
Website

F. No. 8-25/2010-FC
Government of India
Ministry of Environment and Forests
(FC Division)

Paryavaran Bhawan,
CGO Complex, Lodhi Road,
New Delhi - 110 510.
Dated: 12th July, 2012

To
The Principal Secretary (Forests),
All States / Union Territory Governments except Jammu and Kashmir

Sub: Guidelines for diversion of forest land for non-forest purposes under the Forest (Conservation) Act, 1980.

Sir,

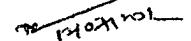
I am directed to refer to the para 4.7 (i) of the guidelines for diversion of forest land for non-forest purposes under the Forest (Conservation) Act, 1980, which reads as below:

"Forest area required for safety zone for mining operations should not be part of the forest area proposed for diversion. However, it should be indicated separately in the proposal. Such area will have to be fenced at the cost of the project authority. Further, project authority will have to deposit funds with the Forest Department for the protection and regeneration of such safety zone area and also will have to bear the cost of afforestation over one and a half times of the safety zone area in degraded forest elsewhere."

The Ministry of Environment and Forests after review of the said guideline decided that the para 4.7 (i) of the said guideline should read as below:

"Approval under the Act for diversion of entire forest land located within the mining lease, including the forest land located in safety zone, should be obtained before execution of mining lease in favour of the user agency. However, forest area required for safety zone should be indicated separately in the proposal. Such area will have to be fenced at the cost of the project authority. Further, project authority will have to deposit funds with the Forest Department for the protection and regeneration of such safety zone area and also will have to bear the cost of afforestation over one and a half times of the safety zone area in degraded forest elsewhere."

Yours faithfully,


(H.C. Chaudhary)

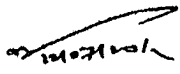
Assistant Inspector General of Forests

Copy to:-

1. Principal Chief Conservator of Forests, all State/UT Governments.

2. Nodal Officer, the Forest (Conservation) Act, 1980, all State/UT Governments.
3. All Regional Offices, Ministry of Environment & Forests.
4. All Assistant Inspector General of Forests in Forest Conservation Division, MoEF.
5. Director, Regional Office (Headquarters), Ministry of Environment & Forests, New Delhi.
6. Guard File.

18/12/12


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

GOVERNMENT OF INDIA
MINISTRY OF ENVIRONMENT & FORESTS
PARYAVARAN BHAWAN, CGO COMPLEX
LODHI ROAD, NEW DELHI - 110 003
No. 11-17/98-FC May 25, 1999

To

All the Forest Secretaries,
State Government.

Subject: Clarification regarding Safety Zone.

Sir,

I am directed to invite your attention on the above mentioned subject and to say that the attention of the Ministry has been drawn by several user agencies as well as Federation of Indian Mining Industries (FIMI) that safety zones area calculation is not being done in a very uniform manner in different States. It has also been observed by this Ministry that while submitting proposals under Forest (Conservation) Act, 1980, different norms of safety zone calculations have been adopted for different proposals. It has been seen that in some proposals safety zone around magazine and safety zone requirement for blasting has been taken as safety zone area under Forest (Conservation) Act, 1980.

2. Ministry will like to clarify that the concept of safety zone, as envisaged in the guidelines under the Forest (Conservation) Act, 1980 is different from the safety zone requirements under different mines and minerals regulations. Safety zone area calculation in the proposal should be done taking 7.5 metres strip of the forest land all along the outer boundary of the mining lease area. If it is a cluster proposal, then the outer boundaries of the cluster should be taken as the safety zone.

3. In some of the mining lease areas, public roads, forest roads, natural streams and nallahs are also located. In order to safeguard these from the mining activities, it is necessary that no mining activities should be carried out up to certain reasonable extent. This area can also be included in the safety zone calculation and provision for its fencing and regeneration should be made in the proposal.

4. It is further clarified that area under safety zone has to be indicated separately in the proposal and will not be included in the area demanded for diversion. This area will remain under control of the Forest Department and its fencing, regeneration etc. will be done by the Department from the fund released from the user agency.

Yours faithfully,

Sd/-

(V.B. KUMAR)
ASSTT. INSPECTOR GENERAL OF FORESTS