

F. No. 5-1/98-FC (Pt.II)
Government of India
Ministry of Environment and Forests
(F.C. Division)

Paryavaran Bhawan,
CGO Complex, Lodhi Road,
New Delhi - 110003.
Dated: 13th June, 2008.

To

The Secretary (Forests),
All States and Union Territories.

Sub: Guidelines for diversion of forest land for non-forestry purposes under the Forest (Conservation) Act, 1980 - Guidelines for collection of Net Present Value - in case of projects engaged in the production of Wind Energy by developing of wind farming on forest land.

Sir,

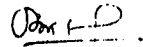
I am directed to invite your attention to Hon'ble Supreme Court's order dated 24.04.2008 in IA 1135-36 in IA 566 in Civil WP 202 of 1996 in the matter of Compensatory Afforestation fund regarding collection of Net Present Value (NPV) in case of projects engaged in the production of Wind Energy by developing of wind farming on forest land as below:-

"Nevertheless, these forest areas are being used, they shall be given exemption for 50% NPV. We accept the recommendations of CEC that these projects should pay 50% of the NPV at the minimum rate charged, provided minimal tree felling is involved".

: In view of above-mentioned order of the Hon'ble Supreme Court, the Ministry of Environment and Forests issues following guidelines in modification of earlier guideline issued vide even number dated 18th September 2003 for recovery/collection of Net Present value of the forest land being diverted for non forest purposes under forest (Conservation) Act, 1980 :

In case of projects engaged in the production of Wind Energy by developing of wind farming on forest land, NPV shall be charged 50% of the NPV at the minimum rate charged, provided minimal tree felling is involved.

Yours faithfully,



(B.K. Singh)

Sr. Assistant Inspector General of Forests

Copy to:-

1. PCCFs/Nodal Officers of all States/UT's.
2. All Regional Offices.
3. Director(FC)/AIGs(FC)
4. Monitoring cell
5. Guard File