



GOVERNMENT OF INDIA
MINISTRY OF ENVIRONMENT, FOREST & CLIMATE CHANGE
REGIONAL OFFICE (RANCHI)
BUNGALOW NO.A-2, SHYAMLI COLONY, RANCHI - 834002
TEL: 0651-2410007, 2410002, E-mail: ro.ranchi-mef@gov.in



No. FP/JH/Others/26990/2017/3489

Dated 30th September, 2019

To

The Additional Chief Secretary,
Department of Forests, Environment & Climate Change,
Government of Jharkhand,
Nepal House, Ranchi

Sub: Diversion of 0.267 ha of forest land for (i) *Nature and Wildlife Awareness Centre downhill of Dhwajadhari Pahar* (ii) *Construction of Railing for the Stair Walkway to Dhwajadhari Temple* in Koderma Wildlife Sanctuary in Jharkhand.

Sir,

I am directed to refer to letter no. Van Bhumi-46/2019-3608/Va.Pa. dated 18.9.2019 of the State Government, Jharkhand on the above mentioned subject seeking prior approval of the Ministry of Environment, Forest and Climate Change under section 2 of Forest (Conservation) Act, 1980.

After due consideration of the proposal of the State Government, the Central Government, hereby, conveys “**in-principle**” approval for diversion of 0.267 ha of forest land for construction of (i) *Nature and Wildlife Awareness Centre downhill of Dhwajadhari Pahar (0.200 ha)* (ii) *Construction of Railing for the Stair Walkway to Dhwajadhari Temple (0.067 ha)* in Koderma Wildlife Sanctuary in Jharkhand, subject to the following conditions and stipulations:

1. Legal status of the forest land shall remain unchanged.
2. **Compensatory afforestation:**
 - a) Compensatory afforestation shall be taken up by the Forest Department over 0.267 ha. non forest land (Site – Meghatari, Thana No.334, Thana – Koderma under Hazaribag Wildlife Forest Division) at the cost of the User Agency. As far as practicable a mixture of local indigenous species will be planted and monoculture of a species has to be avoided.
 - b) The non-forest land identified for compensatory afforestation shall be transferred and mutated in favour of the State Forest Department for raising compensatory afforestation before issue of the Stage-II approval.
 - c) The non-forest land which is transferred and mutated in favour of the State Forest Department for the purpose of Compensatory Afforestation shall be declared as Reserved Forest under Section-4 or Protected Forest under Section-29 of the Indian Forest Act, 1927 or under the relevant section (s) of the local Forest Act. The Nodal

Officer must report compliance within a period of 6 months from the date of grant of final approval and send a copy of the original notification declaring the non-forest land as R.F. under Section-4 or P.F. under Section-29 of the Indian Forest Act, 1927 or under the relevant section of the local Forest Act as the case may be, to this Ministry for information and record.

- d) The cost of compensatory afforestation at the prevailing wage rates as per compensatory afforestation scheme and the cost of survey, demarcation and erection of permanent pillars if required on the CA land shall be deposited in advance with the Forest Department by the project authority. The CA will be maintained for 10 years. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.
3. **NPV:**
- a) The State Government shall charge the Net Present Value (NPV) for the 4.2735 ha forest area to be diverted under this proposal from the User Agency as per the order of the Hon'ble Supreme Court of India dated 30/10/2002, 01/08/2003, 28/03/2008, 24/04/2008 and 09/05/2008 in IA No. 566 in WP (C) No. 202/1995 and as per the guidelines issued by the Ministry vide letters No. 5-1/1998-FC (Pt.II) dated 18/09/2003, as well as letter No. 5-2/2006-FC dated 03/10/2006 and 5-3/2007-FC dated 05/02/2009 in this regard.
 - b) 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 on receipt of the report from the Expert Committee, shall also be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect.
4. All the funds received from the user agency under the project shall be transferred / deposited to CAMPA fund only through **e-portal** (<https://parivesh.nic.in/>).
5. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
6. The Standing Committee of National Board for Wildlife has recommended the proposal with the condition "the annual compliance certificate on the stipulated conditions should be submitted by the project proponent to the State Chief Wildlife Warden and an annual compliance certificate shall be submitted by the State Chief Wildlife Warden to GoI". Accordingly, the conditions imposed as deemed necessary by Chief Wildlife Warden, Jharkhand or Wildlife Warden, Koderma Wildlife Sanctuary to regulate the activities of the *Nature and Wildlife Awareness Centre* in the Sanctuary and related matters connected thereto in the interest of sanctuary management and wildlife conservation should be strictly complied with.
7. The boundary of the diverted forest land shall be suitably demarcated on ground and the area of the *Nature and Wildlife Awareness Centre* shall be fenced in appropriate

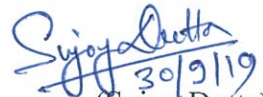
manner at the project cost, as per the directions of the concerned Divisional Forest Officer/Wildlife Warden, Koderma Wildlife Sanctuary.

8. Wherever possible and technically feasible, the User Agency shall undertake afforestation measures along the walkway segment and in the vicinity of Nature and Wildlife Awareness Centre the covered under this approval, in consultation with the State Forest Department at the project cost.
9. User Agency shall restrict the felling of trees to minimum number in the diverted forest land and the trees shall be felled under the strict supervision of the State Forest Department and the cost of felling of trees shall be deposited by the User Agency with the State Forest Department.
10. The building plan and layout of the proposed *Nature and Wildlife Awareness Centre* to be constructed in 0.2 ha should be such that:
 - (i) The facilities are restricted commensurate to the requirements for the regulated and day time visit of tourists/ visitors to Nature and Wildlife Awareness Centre and in conformity with the regulations prescribed under condition no. 6 here above;
 - (ii) Adequate space/buffer area is available within the diverted area (0.2 ha) for containment and disposal of any kind of waste generated due to activities of the centre.The plan and layout map should be submitted before issuance of the final (Stage II) approval of Central Government.
11. During the construction phase, following restrictions/stipulations are to be followed:
 - (a) No labour camp shall be established on the forest land.
 - (b) Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.
 - (c) No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
 - (d) Earth or any other material shall not be brought from and debris resulting during construction shall not be disposed of in the adjoining forest area by the user agency.
12. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department, or person without prior approval of Govt. of India.
13. The period of diversion under this approval shall be co-terminus with the period of the project life.
14. Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per the MoEF&CC Guideline F. No. 11-42/2017-FC dt 29/01/2018.

15. Any other condition that the Ministry of Environment, Forest & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forest & wildlife.
16. The compliance report shall be uploaded on **e-portal** (<https://parivesh.nic.in/>).

After receipt of the compliance report regarding fulfillment of the conditions as stipulated above, from the State Government, formal approval will be issued in this regard under Section 2 of Forest (Conservation) Act, 1980. Transfer of forest land to user agency should not be affected by the State Government till formal order approving diversion of forest land is issued by the Central Government.

Yours faithfully,


(Sujoy Dutta)

Technical Officer (Forestry)

Copy to:-

1. The Deputy Secretary, RO(HQ), Ministry of Environment, Forests and Climate Change, Indira Paryavaran Bhawan, Jor Bagh Road, New Delhi – 110 003.
2. The Principal Chief Conservator of Forests (HoFF), Forests, Environment & Climate Change Department, Government of Jharkhand, Van Bhavan, Doranda, Ranchi.
3. The PCCF-cum-Nodal Officer, Forests, Environment & Climate Change Department, Govt. of Jharkhand, Van Bhavan, Doranda, Ranchi.
4. The Divisional Forest Officer, Hazaribag Wildlife Forest Division.
5. The District Planning Officer, Koderma, Jharkhand - 825410.
6. Guard File.


Technical Officer (Forestry)