



भारत सरकार

GOVERNMENT OF INDIA

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय

MINISTRY OF ENVIRONMENT, FORESTS &
CLIMATE CHANGE

Regional Office, Ground Floor, East Wing,
New Secretariat Building Civil Lines,
Nagpur - 440001,
apccfcetral-ngp-mef@gov.in



F.No. FC-I/MH-319/2023-NGP/12810

Date: 05.02.2024

To,

The Principal Secretary (Forests),
Revenue and Forest Department,
Hutatma Rajguru Chowk
Madam Cama Marg
Mantralaya, Mumbai - 400032.

Sub: Diversion of 0.0440 ha of Reserved Forest land in favour of TATA Power Co. Ltd., Mumbai for replacement of existing tower no. 24 of 110 KV Khopoli-Davde-Bhira transmission line in Village- Pimpari, Taluka- Mulshi, District- Pune in the State of Maharashtra- regarding.

Sir,

The undersigned is directed to refer to the Government of Maharashtra's letter no. FLD-1923/CR-44/F-10 dated 06.03.2023 and the APCCF & Nodal Officer (FCA), Maharashtra letter no. Desk-17/Nodal/Pune/ID-14073(25)/3029/2022-23 dated 09.02.2023 on the above subject seeking prior approval of the Central Government under Section- 2 of **Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980**. After careful examination of the proposal of the State Government, '**in-principle**' approval was accorded by the Central Government vide its letter of even number dated 11.07.2023. The Government of Maharashtra's letter no. FLD-1923/CR-44/F-10 dated 20.11.2023 and the Addl. PCCF and Nodal Officer (FCA), Government of Maharashtra's letter no. Desk-17/FCA-S2/PID-154921/Pune/2408 dated 09.11.2023 submitted compliance report and requested to grant final approval to the proposal.

After careful consideration of the proposal and compliance report, I am directed to convey the Central Government's '**final approval**' under Section- 2 of the **Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980** for diversion of **0.0440 ha** of Reserved Forest land in favour of TATA Power Co. Ltd., Mumbai for replacement of existing tower no. 24 of 110 KV Khopoli-Davde-Bhira transmission line in Village- Pimpari, Taluka- Mulshi, District- Pune in the State of Maharashtra subject to the fulfillment of the following conditions:

- i. Legal status of the forest land shall remain unchanged;
- ii. The boundary of the diverted forest land shall be suitably

demarcated on ground by the **State Forest Department at the cost of the User Agency;**

- iii. The State Forest Department shall undertake plantation of 100 plants over degraded forest land as Compensatory Afforestation, in lieu of forest land being diverted **from the amount which has already been realized from the User Agency.** As far as possible, a mixture of local indigenous species along with 10% RET species of Pune District shall be planted and monoculture of any species may be avoided;
- iv. The cost of compensatory afforestation at the prevailing wage rates as per compensatory afforestation scheme and demarcation by erection of permanent pillars on the CA land shall be carried out by the State Forest Department from the amount which has already been realized from the User Agency. The CA will be maintained for 10 years. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years;
- v. 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 be charged by the State Government from the User Agency;
- vi. No tree felling or cutting shall be permitted under instant proposal;
- vii. The State Government, Maharashtra/ Nodal Officer (FCA), Maharashtra shall ensure settlement of rights under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 (No. 2 of 2007) before issuing an order for handing over of forest land to the User Agency;
- viii. To improve the Forest/ Tree cover and to reduce pollution, as mandated in National Forest Policy, 1988 and Environmental (Protection) Act, 1986 respectively, the User Agency shall develop a separate nursery at one or more places to raise at least 500 seedlings of forestry species along with bamboo, fruit bearing, medicinal, ornamental and indigenous/local every year. At least 50% of seedlings shall be planted by User Agency in the vicinity of project area including forest area and for hand holding with local people residing in vicinity of proposed area, User Agency shall voluntarily distribute remaining 50% of seedlings to them free of cost. A compliance report including species wise details of seedlings raised, location of plantation area and details of villagers whom seedlings have been distributed need to be prepared every six month and submitted to Integrated Regional Office, Nagpur;
- ix. **The User Agency shall implement Wildlife Mitigation Plan**



approved by Chief Wildlife Warden;

- x. The User Agency in consultation with the State Forest Department prepare a detailed scheme for creation and maintenance of plantation of dwarf species (preferably medicinal plants) and implement in right of way under the transmission line at the cost of the User Agency;
- xi. The User Agency at its cost shall provide bird deflectors, which are to be fixed on upper conductor of transmission line at suitable intervals to avoid bird hits;
- xii. The User Agency shall comply with the guidelines for laying transmission lines through forest areas issued by the MoEF&CC;
- xiii. User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable;
- xiv. The layout plan of the proposal shall not be changed without prior approval of Central Government;
- xv. No labour camp shall be established on the forest land;
- xvi. 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;
- xvii. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work;
- xviii. The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less;
- xix. The Forest land shall not be used for any purpose other than that specified in the project proposal and **diverted forest area shall not exceed 0.0440 ha;**
- xx. 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;
- xxi. Violation of any of these conditions will amount to violation of **Van (Sanrakshan Evam Samvardhan) Adhiniyam 1980** and action would be taken as per the provision of **Adhiniyam** and rules/guidelines issued there under;
- xxii. Any other condition that the Ministry of Environment, Forests & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife;



This order issues with the approval of DDGF(C), Regional Office, MoEF& CC, Nagpur.

Yours faithfully,


(C.B. Tashildar)
AIGF (Central)

Copy to:

1. The IGF (RoHQ), Ministry of Environment, Forest and Climate Change, Indira Paryavaran Bhawan, Jorbagh Road, Aliganj, New Delhi- 110003 for information please
2. The PCCF (HoFF), Government of Maharashtra, Nagpur.
3. The Addl. PCCF & Nodal Officer (FCA), Government of Maharashtra, Nagpur.
4. User agency.
5. Guard file.


(C.B. Tashildar)
AIGF (Central)