



**Government of Gujarat**  
**Forest & Environment Department**

Block No. 14, 8<sup>th</sup> Floor, New Sachivalaya, Gandhinagar, Gujarat- 382010, 079-23251062, Fax: 079 23252156.

**No. FCA-1019/4-12/19/S.F-144/F**

**Date:**

To,

**Addl. Principal Chief Conservator of Forests (Central)**

Ministry of Environment, Forest & Climate Change,

Regional Office, Western Region,

Kendriya Paryavaran Bhavan,

Link Road No.3, E-5, Ravi Shankar Nagar,

**BHOPAL (M.P.)-462016.**

**Subject:** Diversion of (Surat Division- 11.40 ha + Vyara Division- 22.00 ha) 33.40 ha. Reserved Forest land for laying irrigation water underground pipeline under Tapi-karjan link pipeline lift irrigation project in Tapi & Surat District in favour of Executive Engineer, Ver-II Project Division, Narmada W.R.W.S. & Kalpsar Department, Vyara.

Sir,

Please refer to your letter F.No. 6-GJC053/2019-BHO/765 dated 31.08.2020 on the subject cited above and it is informed that:-

Sr. No.	Condition	Compliance
1	Legal status of the diverted forest land shall remain unchanged.	The User Agency has Agreed
2	Forest land will be handed over to the User Agency only after required non-forest land for the project is handed over by the User Agency.	The user agency has transferred and handed over 34.00 ha. non forest land Village-Beda, Survey no. 231/A/1p, Taluka-Jesar, District-Bhavnagar to Forest Department.
3	Compensatory afforestation: a) Compensatory afforestation shall be taken up by the Forest Department over 34.00 ha. non forest land Survey no. 231/A/1p, Village-Beda, Taluka-Jesar, District-Bhavnagar. As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species shall be avoided.	The User Agency has deposited an amount of Rs.1,56,88,178/- towards the cost of Compensatory Afforestation in the CAMPA fund.
	b) The non forest land shall be transferred and mutated in favour of Forest Department.	The user agency has transferred, handed over and muted 34.00 ha. non forest land Village-Beda, Survey no.231/A/1p, Taluka-Jesar, District-Bhavnagar to forest department.

	<p>c) Total No. of saplings to be planted shall not be less than nos. 37774 nos. (34.00 ha. x 1111) in CA land. The composition of saplings (number of species wise) to be planted in the CA land shall be as per the National Forest Policy and as specified in the CA scheme submitted vide Govt. of Gujarat letter no. FCA-1018/10-03/18/SF-193/F, dated 25/06/2019 &amp; APCCF (L) Gujarat State letter no. FCA/31/A/297-98/2020-21 dated 14/08/2020 and record shall be kept.</p>	Noted
	<p>d) The standard size sapling (minimum height &amp; minimum collar girth species wise) as approved by the State Govt. and as specified in the CA scheme submitted vide Govt. of Gujarat letter no. FCA/31/A/297-98/2020-21 dated 14/08/2020 shall be planted in the selected CA land.</p>	Noted
	<p>e) The height and collar girth (specie wise) shall be measured &amp; recorded at the time of plantation and in November of plantation year. Further, data of height, collar girth and survival percentage (species wise) twice a year (April &amp; November month) shall be recorded &amp; records shall be maintained.</p>	Noted
	<p>f) The Sturdiness Quotient of the plants at the time of plantation shall not be more than 7.  The Sturdiness Quotient= <math>\frac{\text{The height of plant (cm)}}{\text{The collar diameter (mm)}}</math></p>	Noted
	<p>g) All the live stumps &amp; pollards up to 90 cm Girth shall be dressed from ground level for the purpose of regeneration &amp; record shall be kept in plantation journal.</p>	Noted
	<p>h) The CA Plantation shall be taken up before end of 2021 monsoon.</p>	Noted and planned
4	<p>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.</p>	<p>The User Agency has deposited an amount of Rs.1,56,88,178/- towards the cost of Compensatory Afforestation in the CAMPA fund.</p>

5.	The User Agency shall deposit the amount Rs. 1,56,88,178/- for CA in the CAMPA.	The User Agency has deposited an amount of Rs. 1,56,88,178/- towards CA at the prevailing wage rates in the CAMPA fund.
6	NPV : a) The State Government shall charge the Net Present Value (NPV) for the 33.40 ha. forest area to be diverted under this proposal from the User Agency as per the orders 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.11) 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 and chapter 3 of FCA Handbook, 2019 in this regard.	The User Agency has already deposited an amount of Rs.2,96,25,800/- towards the cost of Net Present Value in the CAMPA fund.
	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 be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect.	The User Agency has already given the undertaking in this regard.
7	User Agency shall restrict the felling of trees up to 3518 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.	The User Agency has agreed
8	All the funds received from the user agency under the project shall be transferred/ deposited in CAMPA fund only through e-portal ( <a href="https://pariveshnic.in">https://pariveshnic.in</a> ).	Funds from the user agency has been transferred online to the CAMPA fund through e-portal.
9	The FRA certificate for linear Project shall be submitted as the project is for 33.40 ha. (22.00 ha. Village - District-Tapi & 11.40 ha. District-Surat) diverted land, linear requirement before working permission.	The User Agency has submit a FRA certificate of Collector Tapi-Vyara (22.00 ha.) and Collector Surat (11.40 ha.).
10	The Environment clearance shall be obtained, if applicable.	The User Agency has agreed
11	The User Agency shall be eligible for the working permission of one year per the Para 11.2 of FCA Handbook, 2019 and copy of	Working permission is given to user agency by DCF.

	the working permission shall be submitted to this office.	
12	The State Govt. shall obtain the Stage-II approval in case of User Agency eligible for the working permission of one year as per the Para 11.2 of FCA Handbook 2019. If, the Stage-II approval is not obtained before the end of working permission, then the State shall stop the work and action shall be initiated under Para 1.21 (ii) of FCA Handbook 2019.	The User Agency has agreed
	<b>General Conditions:</b>	
1	User Agency shall provide suitable under pass/over pass for free movement of wildlife in and around the forest area in accordance to Eco friendly measures to mitigate impacts of linear infrastructure on wildlife (2016).	The User Agency has agreed
2	User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.	Environmental Clearance is not required in the above proposal.
3	The layout plan of the proposal shall not be changed without prior approval of Central Government.	The User Agency has agreed
4	No labour camp shall be establishment on the forest land.	The User Agency has agreed
5	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 Corporation or any other legal source of alternate fuel.	The User Agency has agreed
6	The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the directions of the concerned Divisional Forest Officer.	The User Agency has agreed
7	No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.	The User Agency has agreed
8	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.	The User Agency has agreed
9	The forest land shall not be used for any purpose other than that specified in the project proposal.	The User Agency has undertaken that the forest land shall not be used for any purpose, other than that specified in the FCA Proposal.
10	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.	The User Agency has agreed
11	The State Government and user agency shall comply the provisions of the all Acts, Rules, Regulations, guidelines, NGT order &	The User Agency has agreed

	Hon'ble Court Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project.	
12	The User Agency shall adhere to all rules, regulations, guidelines & Acts enforced by State Govt. and Central Govt. for the proposal.	The User Agency has agreed
13	Violation of any of these conditions will amount to violations of Forest (Conservation) Act, 1980 and action would be taken as Para 1.21 of FCA, 1980 Handbook 2019.	The User Agency has agreed
14	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 forests & wildlife.	The User Agency has agreed
15	The compliance report in letter format of State Govt. of Gujarat shall be uploaded on e-portal ( <a href="http://parivesh.nic.in">http://parivesh.nic.in</a> ) in letter format.	The Compliance report is uploaded on e-portal.

In view of above and since the conditions of In-principle approval have already been complied with, it is requested to issue a formal approval.

Yours Faithfully,



( S.J.Pandit)

Additional Secretary

Forest & Environment Department

**Encl.** As above.

**copy to:-**

1. Nodal officer (FCA), Pr. Chief Conservator of Forest's Office, Gujarat State, 'Aranya Bhavan' Sector-10/A, Gandhinagar.
2. Select File