



भारत सरकार/Government of India  
पर्यावरण, वन एवं जल वायु परिवर्तन मंत्रालय  
Ministry of Environment, Forest & Climate Change  
एकी कृत क्षेत्री यकार्यालय  
Integrated Regional Office  
कोलकाता/Kolkata-700106  
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No. WB/TRANS-86/2021/FC/36

Date: 04.02.2022

To

Shri Suman Sourav Mohanty, IAS  
Officer on Special Duty  
Government of West Bengal

Sub: In-principle (Stage-I) approval of Central Government under Forest (Conservation) Act 1980 for diversion of forest land of 2.131 ha for construction of 220 KV DC Transmission line under Burdwan Forest Division by DVC-reg.

Sir,

This refers to letter No. 1354-For/O/L/10T-12/2021 dated 13.12.2021 and letter No. 7722/L&LT/2M-42/2021 dated 19.01.2022 of Government of west Bengal 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 Ministry of Environment, Forest & Climate Change hereby conveys '**Stage-I/in-principle**' approval for diversion of forest land of 2.131 ha. for construction of 220 KV DC Transmission line under Burdwan Forest Division by DVC, under the following conditions.

**A: Conditions which need to be complied prior to handing over of forest land by the State Forest Department.**

- (1) The cost of compensatory afforestation on the CA land (4.262 ha) at the prevailing wage rates as per compensatory afforestation scheme (including the cost of survey, demarcation and erection of permanent pillars etc. as required for securing the land against encroachment) shall be deposited in advance with the State 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.
- (2) The State Government shall charge the Net Present Value (NPV) for the 7.6195 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, 5-3/2007-FC dated 05/02/2009 and 5-3/2011-FC(Vol-I) dated 19.01.2022 in this regard.

- (3) 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/>).
- (4) The FRA certificate as per Ministry's guidelines shall be submitted before the issuance of final approval. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
- (5) The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).

**B: Conditions which need to be strictly complied on field after handing over of forest land to the User Agency by the State Forest Department but the compliance in form of undertaking shall be submitted prior to Stage-II approval:**

- (1) Legal status of the forest land shall remain unchanged.
- (2) Compensatory afforestation shall be taken up by the Forest Department over 4.262 ha in degraded forest land (Location -Barachatra PF 1.202 ha + Ramchandrapur PF 3.059) Guskara Range under Burdawan Forest Division at the cost of the user agency. As far as possible, a mixture of local native species shall be planted and monoculture of any species, especially non-native species should be avoided.
- (3) 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) 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.
- (5) **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) in right of way under the transmission line for execution of the said scheme to the State Forest Department.**

- (6) **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.**
- (7) **The User Agency shall comply with the guidelines for lying transmission through forest areas issued by Ministry vide letter no. 7-25/2012 FC dated 05/05/2014.**
- (8) 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.
- (9) The layout plan of the proposal shall not be changed without prior approval of Central Government.
- (10) (a) No labour camp shall be established on the forest land.  
(b) The User Agency shall provide alternate fuels preferably LPG to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas.  
(c) No additional or new path will be constructed inside the forest area for any activity related to the project work.  
(d) The muck, debris and materials generated out of the construction shall not be spilled down on slopes and be disposed of in the predetermined area only.  
(e) There shall be no damage to surrounding forests, environment, wildlife & natural resources.  
(f) All the natural streams and water bodies in surrounding area shall be protected.  
(g) The user agency shall take necessary mitigative measures to prevent soil erosion in the area.
- (11) (a) The period of diversion under this approval shall be co-terminus with the period of the project life.  
(b) The forest land shall not be used for any purpose other than that specified in the project proposal.  
(c) The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department, or person without prior approval of Central Government.
- (12) Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as prescribed in para 1.21 of Chapter 1 of the Handbook of Comprehensive Guidelines of Forest (Conservation) Act, 1980 as issued by this Ministry's letter No.5-2/2017-FC dated 28.03.2019 and the instructions issued by the Ministry from time to time.
- (13) 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.

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

Yours sincerely,

(Dr. Soma Das)

Inspector General of Forests (C)

Copy to: -

1. The DIGF, RO(HQ), Ministry of Environment, Forests and Climate Change, Indira Paryavaran Bhawan, Jor Bagh Road, New Delhi - 110 003.
2. The APCCF-cum-Nodal Officer (FC), Department of Forests, Government of West Bengal, Aranya Bhawan, Salt Lake City, Kolkata, 700098.
3. The Divisional Forest Officer, Burdawan Forest Division, West Bengal.
4. The Superintending Engineer (E). O/o the Superintending Engineer, Transmission System Construction, Division-I, DVC, Durgapur-713207.
5. Guard File.

Inspector General of Forests