



भारत सरकार/Government of India
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
Ministry of Environment, Forest & Climate Change
एकीकृत क्षेत्रीय कार्यालय, कोलकाता/ Integrated Regional Office, Kolkata
IB-198, Sector – III, Salt Lake City, Kolkata-700106
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No.5-WBC101/2018-BHU/175

Date: 26.04.2022

To,

The Officer on Special Duty
 Government of West Bengal,
 Department of Forests,
 Aranya Bhawan, Block-LA, 10-A, Sector – III
 Salt Lake City, Kolkata – 700106.

Sub: Final (Stage-II) approval of Central Government under Forest (Conservation) Act 1980 for proposed diversion of 9.533 ha forest land in favour of NH Wing, Public Works Directorate for construction of twin 2 lane RoB and its approaches in replacement of Level Crossing between Chandrakona Road and Garbeta Station under Medinipur Forest Division of West Bengal - reg

Sir,

This refers to West Bengal Govt. letter No.808-For/O/L/10T-02/2018 dated 16.4.2018, wherein prior approval of Ministry of Environment, Forest and Climate Change for diversion of 9.533 ha forest land in favour of NH Wing, Public Works Directorate for construction of twin 2 lane RoB and its approaches in replacement of Level Crossing between Chandrakona Road and Garbeta Station under Medinipur Forest Division of West Bengal, was sought in accordance with Section-2 of the Forest (Conservation) Act, 1980. After due consideration of the proposal of the State Government, the 'in-principle' approval of the Central Government for diversion of the said forest land was accorded vide Ministry's letter of even number dated 25.06.2018 subject to fulfillment of certain conditions. The State Government of West Bengal vides their letter No.450-For/O/L/10T-02/2018 dated 29.03.2022 has furnished compliance report in respect of the relevant conditions stipulated in the in-principle approval for grant of final approval.

In this connection, on the basis of the compliance report under reference, the **final approval** of the Central Government under Section 2 of the Forest (Conservation) Act, 1980 is hereby accorded for diversion of 9.533 ha forest land in favour of NH Wing, Public Works Directorate for construction of twin 2 lane RoB and its approaches in replacement of Level Crossing between Chandrakona Road and Garbeta Station under Medinipur Forest Division of West Bengal, subject to the following conditions and stipulations:-

- (1) Legal status of the forest land diverted shall remain unchanged.

- (2) **Compensatory afforestation:** Compensatory afforestation shall be taken up by the Forest Department over 19.066 ha. degraded forest land (Mouza/JL No.Burisol-677 (6.011 ha), Mangalbandi-682 (0.872 ha), Nepura – 686 (0.42 ha) and Buramara-688 (11.763 ha) of Arabarai Range under Medinipur 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.
- (3) **The KML files of the area to be diverted and the CA area shall be uploaded on the e-Green watch portal before issue of final approval by the State Government of West Bengal.**
- (4) The State Government shall ensure that compliance of Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 has been completed in accordance with the relevant Rules and Guidelines issued by the MoEF&CC, GoI in this regard.
- (5) The User Agency shall raise strip plantation on both sides of the road as per IRC the norms.
- (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 Officers.
- (7) The designing of culverts/ bridges, if any, over the natural streams/ rivers/ canals should be done in such a manner that it does not hamper the natural course of water, does not give rise to water-logging, and also does not hamper movement of wild animals.
- (8) The user agency shall use fly ash for the road construction and for filling up of void created due to soil borrows which will be followed by compaction and spreading of top soil over it as per Fly Ash Notification No.S.O.254(E) dated 25.01.2016.
- (9) The User Agency shall ensure that flanks of roads should be filled by transported soil and not with soil dug from the side of the roads.
- (10) The layout plan of the proposed diversion of the forest land shall not be changed without prior approval of Ministry of Environment, Forest and Climate Change.
- (11)a) No labour camp shall be established inside 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.
- (12)a) The diverted forest land shall not be used for any purpose other than that specified in the project proposal.
b) The period of diversion under this approval shall be co-terminus with the period of the project life.

c) The diverted forest land shall under no circumstances be transferred to any other agencies, department, or person without prior approval of the Ministry of Environment, Forest and Climate Change.

(13) The User Agency and the State Government shall ensure compliance to provisions of all the Acts, Rules, Regulations, Guidelines, Hon'ble Court Order(s) and National Green Tribunal Order(s) pertaining to this project, if any, for the time in force, as applicable to the project.

(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 forests and wildlife.

2. As has been mentioned at Para-2 of the Stage-II approval, this approval for diversion of forest land is subject to the fulfillment of stipulated conditions mentioned in this approval letter. Therefore, in the event of non-compliance of any of the conditions laid out in this approval letter, the Integrated Regional Office of the Ministry of Environment, Forest & Climate Change may withdraw the said approval for diversion of the forest land and stop the non-forest activity being carried out in the forest land besides initiating the legal action as per provisions of Forest (Conservation) Act, 1980.

Yours sincerely,

(Dr. Soma Das)

Inspector General of Forests (C)

Copy to:-

1. The Principle Chief Conservator of Forest & HoFF, Department of Forests, Government of West Bengal, Aranya Bhawan, Salt Lake City, Kolkata, 700098.
2. The APCCF cum Nodal Officer (FCA), Department of Forest, Department of Forests, Government of West Bengal, Aranya Bhawan, Salt Lake City, Kolkata, 700098.
3. The Divisional Forest Officer, Medinipur Forest Division, West Bengal.
4. The Superintending Engineer, NH Planning & Designing Circle, Public Works (Road) Directorate, Govt. of West Bengal, Khadya Bhawan, Block-A, 1st Floor, 11A Mirza Ghalib Street, Kolkata - 700087.
5. Guard file

Inspector General of Forests (C)