



GOVERNMENT OF INDIA
MINISTRY OF ENVIRONMENT, FORESTS & CLIMATE CHANGE
REGIONAL OFFICE (RANCHI)
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No.FP/BR/Road/35534/2018 13146

Dated 15th May, 2019

To

The Principal Secretary,
Department of Environment, Forests & Climate Change,
Government of Bihar, Sinchai Bhawan,
Secretariat, Patna.

Sub: Diversion of 2.41 ha forest land for construction of flyover from Gandhi Chowk to Nagarpalika Chowk in Chhapra town of Saran district of Bihar.

Sir,

I am directed to refer to the State Govt. letter No.Van Bhumi-99/2018-59(E)/Pa.Va. dated 14.1.2019, wherein prior approval of Ministry of Environment, Forest and Climate Change for diversion of 2.41 ha forest land for construction of flyover from Gandhi Chowk to Nagarpalika Chowk in Chhapra town of Saran district of Bihar, was sought in accordance with Section-2 of the Forest (Conservation) Act, 1980. After due consideration of the proposal of the State Government, 'in-principle' approval for diversion of the said forest land was accorded by the Ministry vide letter of even number dated 14.3.2018 subject to fulfillment of certain conditions. The State Government has furnished compliance report in respect of the conditions stipulated in the in-principle approval and has requested to grant final approval.

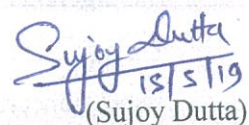
In this connection, I am directed to say that on the basis of the compliance report furnished by the State Government of Bihar vide their letter No.Van Bhumi-99/2018-489(E)/Pa.Va. dated 2.5.2019, **approval** of the Central Government is hereby granted under Section 2 of the Forest (Conservation) Act, 1980 for diversion of 2.41 ha forest land for construction of flyover from Gandhi Chowk to Nagarpalika Chowk in Chhapra town of Saran district of Bihar, subject to the following conditions and stipulations:-

1. Legal status of the forest land shall remain unchanged.
2. Compensatory afforestation shall be taken up by the Forest Department over 5 ha degraded forest land (Plot No.1600, Range – Adhaura, Adhura PF, Forest Division-Kaimur) at the cost of the User Agency. As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species may be avoided.
3. Felling of trees above 60 cm girth as required should be done under the supervision of the concerned Divisional Forest Officer. As recommended by the State Forest Department, the trees under 60 cm girths should be translocated by the User Agency at their own cost as per instructions of the DFO.

4. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
5. Wherever possible and technically feasible, the User Agency shall undertake afforestation measures along the roads segment covered under this approval, in consultation with the State Forest Department at the project cost.
6. The layout plan of the proposal shall not be changed without prior approval of Central Government.
7. No labour camp shall be established on the forest land.
8. 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.
9. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
10. The period of diversion under this approval shall be co-terminus with the period of the project life.
11. The forest land shall not be used for any purpose other than that specified in the project proposal.
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. 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.
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 forest & wildlife.

As has been mentioned at Para-2 of the Stage-II approval, this approval for diversion of forest land is subject to the conditions and stipulations mentioned in this approval letter. Therefore, in the event of non-compliance of any of the conditions laid out in this approval letter, the Regional Office of Ministry of Environment, Forests & Climate Change, Government of India may withdraw the said approval for diversion of the forest land and stop forthwith 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 faithfully,


(Sujoy Dutta)

Technical Officer (Forestry)

Copy to:-

1. The Director, 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), Department of Environment, Forests & Climate Change, Government of Bihar, Aranya Bhawan, Shahid Pir Ali Khan Path, Patna - 800 014.
3. The APCCF-cum-Nodal Officer, Department of Environment, Forests & Climate Change, Government of Bihar, Aranya Bhawan, Shahid Pir Ali Khan Path, Patna - 800 014.
4. The Divisional Forest Officer, Saran Forest Division, Bihar.
5. The Senior Project Engineer, Bihar Rajya Pul Nirman Ltd., Saran Division, Bihar.
6. Guard File.


15/5/19
Technical Officer (Forestry)

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