



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



File No: FC-II/MH-225/2023-NGP/13165

Date: 06.05.2024

To,

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

Sub: Diversion of 20.5983 ha. Forest land in favour of MHSETCL, Kalyan for laying of 132 KVLIO D/C Transmission Line on 132 KV D/C Boisar Dahanu (MIDC) Transmission Line for 220 KV Palghar Sub Station passing through Palghar district in the State of Maharashtra. - FP/MH/TRANS/116830/2020- in principle approval - regarding.

Sir,

Please refer to the Government of Maharashtra's letter no. FLD-0723/CR-58/F-10 dated 21.08.2023 the PCCF (HoFF), Government of Maharashtra, vide his letter no. Desk-17/FCA-S1/Nashik/PID-116830/Thane/2023-24 dated 28.03.2024 and online FP/MH/TRANS/116830/2020, seeking prior approval of the Central Government for diversion of forest land in accordance with **Section'2' of Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980.** for the above mentioned project.

After careful consideration of the proposal and with the approval of the **Regional Empowered Committee (REC)**, I am directed to convey the Central Government's 'in-principle' approval under Section'2' of **Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980** for diversion of **20.5983 ha.** Forest land in favour of MHSETCL, Kalyan for laying of 132 KVLIO D/C Transmission Line on 132 KV D/C Boisar Dahanu (MIDC) Transmission Line for 220 KV Palghar Sub Station passing through Palghar district in the State of Maharashtra, subject to the following conditions: -

1. The legal status of forest land shall remain unchanged;
2. The demarcation of the proposed forest area shall be carried out at suitable places as per the direction of the DCF concerned at the cost of the User Agency;
3. Compensatory afforestation shall be taken up by the Forest Department over **42.00 ha of degraded forest area i.e. 20.00 ha.** Area identified in Survey/Gut

No.632, C.No.5688/I of Village Alegaon, Tal. Mukhed, Dist. Nanded and 22.00 ha. Identified in Survey/Gut No.193, C.No.322 of Village Mangrul, Tal. Himaytnagar, Dist. Nanded at the cost of the User Agency;

4. **Compensatory afforestation shall be carried out as per the provision of Van (Sanrakshan Evam Samvardhan) Rule, 2023 in time bound manner and proper fencing and watch and ward will be ensured;**
5. The State Government shall charge the Net Present Value of the diverted forest land measuring **20.5983 ha.** from the User Agency as per the orders of the Hon'ble Supreme Court dated 28.03.2008 and 09.05.2008 in IA Nos.826 in 566 with related IA's in Writ Petition (Civil) No.202/1995 and Ministry's guideline.
6. Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from the User Agency. **The User Agency shall furnish an undertaking to this effect;**
7. 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/>);
8. **For felling of mangroves, the state government/user agency shall ensure to obtain prior permission from the Hon'ble High Court;**
9. **Felling of trees, especially mangroves trees shall be done wherever necessary and by restricting felling at the tower places and service paths. Felling of mangroves shall be restricted wherever necessary and felling shall be under guidance of the competent authority of the Mangrove Cell of the Maharashtra State Forest Department.**
10. **Proper wild life conservation plan (with particular emphasis to avifauna and mangrove ecosystem) is needed to be prepared in consultation with the mangrove cell and such plan shall be duly approved by the competent authority. The User Agency shall implement such WL mitigation plan to minimize the impact due to the project and for conservation of the local eco system;**
11. Proper soil conservation plan needs to be implemented at the cost of the User Agency to arrest soil erosion.
12. Wherever possible, Dwarf species (preferably medicinal plants) shall be raised under the transmission line at the project cost;
13. **The State Government shall issue working permission only after submission of wild life conservation plan and SMC plans to the Regional Office and compliance to all such condition (s) to issue such working permission.**
14. The User Agency shall ensure to maintain required RoW in the entire alignment as per the standard RoW required for 132 KV transmission line;
15. UA shall provide Bird reflectors to be installed at technically suitable distance at the cost of User Agency;
16. The State / UA shall ensure all other approvals / permission under relevant rules / regulation, if any required prior to commencement of the project work.
17. Proper labour camps shall be constructed in the non-forest area and in any case, labour camp shall not be made within the RF area;
18. **Before issuing of working permission or diversion order as the case may be, the State Government shall ensure settlement of rights under**

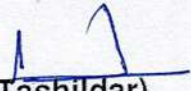
the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 (2 of 2007) and ensure required certificate from the competent authority in the prescribed format;

19. User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable;
20. Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourers after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel;
21. No additional or new path will be constructed inside the forest area for the transportation of construction materials for execution of the project work;
22. The forest land proposed to be diverted shall under no circumstances be transferred or sublet to any other agencies, department or person without prior approval of Govt. of India;
23. The total forest area utilized for the project shall not exceed **20.5983 ha.** and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal. **The User Agency shall furnish an undertaking to this effect;**
24. The User Agency and the State Government shall ensure compliance to the all acts, rules, regulation and guidelines of the Ministry, for the time being in force, as applicable to the subject project;
25. Any other condition that the Regional Office, Nagpur may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area shall be complied by the User Agency;
26. In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as per the rules / guidelines issued under **Van(Sanrakshan Evam Samvardhan) Adhiniyam, 1980;**
27. The State Government shall process and submit compliance report on the above conditions through online (<https://parivesh.nic.in/>).

After receipt of the Compliance report on the above conditions, the proposal will be considered to accord final approval. The in-principle approval shall be valid for a period of **2 years** from the date of issue of the same. In the event of non-compliance of the above conditions within the stipulated period, this in-principle approval **shall be deemed to be null and void;**

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

Yours faithfully,



(C.B. Tashildar)
AIGF (Central)

Copy to:

- i. The IGF (RoHQ), Ministry of Environment, Forest and Climate Change, Indira Paryavaran Bhawan, Jorbagh Road, Aliganj, New Delhi- 110003 **for**

information please

- ii. The PCCF (HoFF), Government of Maharashtra, Nagpur.
- iii. User agency.
- iv. Guard file.


(C.B. Tashildar)
AIGF (Central)