



**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-1019/3-02/19/SF-67/F

Date: 26 JUN 2020

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 **0.21 ha.** Protected Forest land for to erect of 220 KV transmission line from Gadhsisa to Nirona for wind farm project to supply electric power to PGCIL sub station, Nirona of Kutchh District in favour of K.P.Energy Ltd., Surat.

Sir,

Please refer to your letter F.No. 6-GJB034/2019-BHO/BH-19 dated 21.04.2020 on the subject cited above and it is informed that:-

Sr. No.	Conditions	Compliance
<b><u>Specific Conditions :</u></b>		
1	Legal status of the forest land shall remain unchanged.	User agency has agreed.
2	Forest land will be handed over only after required non-forest land for the project is handed over to the user agency.	After the non-forest land is acquired by the user agency forest land will be handed over to them.
3	Compensatory afforestation : a) Compensatory afforestation shall be taken up by the Forest Department over 1.00 ha degraded-forest land S. No.133/pt., Village-Versalpar, Taluka-Nakhatrana, District-Kutchchh).	User agency has deposited an amount of <b>Rs. 3, 60, 010/-</b> towards the cost of Compensatory Afforestation in the CAMPA fund.
	b) Total No. of sapling to be planted shall be not less than nos.1,202 (1.00 ha × 1111) in CA land. The composition of saplings (number of species-wise) to be planted in the CA land shall be as per National Forest Policy and record in plantation journal.	CA will be taken up as per the approved condition.

	c) The standard size sapling (minimum height & minimum collar girth species wise) as approved by the State Govt. shall be planted in selected CA land.	Notes for compliance while taking up CA.
	d) The height and collar girth (species wise) shall be measured & 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 & November month) shall be recorded & records shall be maintained.	Notes for compliance while taking up CA.
	e) All the live stumps & pollards upto 90 cm Girth shall be dressed for the purpose of regeneration & record shall be kept in plantation journal.	Notes for compliance while taking up CA.
	f) The CA plantation shall be taken place before and of 2021 monsoon.	The plantation will be taken up by 2021 monsoon period.
4	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.	K.P.Energy Ltd., Surat has deposited an amount of <b>Rs. 3,60,010/-</b> towards the cost of Compensatory Afforestation in the CAMPA fund.
5	The user agency shall deposit the amount Rs.3,52,819.00 for CA in the CAMPA.	The user agency has deposited <b>Rs.3,60,010/-</b> towards CA in the CAMPA fund.
6	NPV  (a) The State Government shall charges the Net Present Value (NPV) for the <b>0.21 ha</b> 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. 24-042008 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-	(a) The User Agency has deposited an amount of <b>Rs. 91,980/-</b> towards the cost of NPV in the CAMPA fund.

	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 hand book 2019 of 1980 & FC Rules 2003 in this regard.	
	(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.	(b) The user agency undertaken that additional amount of the INPV 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.
7	No tree felling shall be carried out during implementation of the project.	User agency has agreed.
8	All the funds received from the user agency under the project shall be transferred / deposited to CAMPA fund only through e- portal. ( <a href="https://parivesh.nic.in">https://parivesh.nic.in</a> ).	Funds from the user agency has been online payment transferred to the CAMPA fund through e-portal.
9	The user agency shall be eligible for the working permission of one year as per the para 11.2 of FCA handbook 2019 and copy of the working permission shall be submitted to this office.	User agency has agreed.
10	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 obtain before the end of working permission, then the State shall stop work and action shall be initiated under Para 1.2(ii) of FCA Handbook, 2019.	User agency has agreed.
11	The certificate of Collector under FRA, 2006 for proposed CA land as per Para 6.2(ii) of Forest Conservation (Rules), 2003(Amended up to August 2017) shall be submitted.	User agency has FRA certificate of Collector, Kutchh is already submitted.
12	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.	User agency has agreed.

13	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.	User agency has agreed that Bird guard and Reflectors shall be mounted on each tower throughout the line.
14	The user agency shall comply with the guideline for laying transmission lines through forest areas issued by Minister vide letter No.7-25/2012-FC dated 05/05/2014 & 19/11/2014 and Chapter 10 of FCA Handbook 2019.	User agency has agreed.

**General Condition :**

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).	User agency has agreed.
2	The user agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.	N.A.
3	The layout plan of the proposal shall not be changed without prior approval of Central Government.	User agency has agreed.
4	No labour camp shall be established on the forest land.	User agency has agreed.
5	Sufficient firewood, preferably 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.	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 concerned Divisional Forest Officer.	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.	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	User agency has agreed.

	of the user agency or the project life, whichever is less.	
9	The Forest land shall not be used for any purpose other than that specified in the project proposal.	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.	User agency has agreed.
11	The user agency shall adhere to all rules, regulations, guidelines & acts enforced by State Govt. and Central Govt. for proposal.	User agency has agreed.
12	Violation of any of these conditions will amount to violation of Forest (Conservation) Act. 1980 and action would be taken as per para 1.21 of Handbook of FCA, 1980 Handbook 2019.	User agency has agreed.
13	The user agency and the State Govt. shall ensure compliance of all the Court orders, provisions, rules, regulations and guidelines for the time being in force as applicable to the project.	User agency has agreed.
14	Any other condition that the Ministry of Environment Forests & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife.	User agency has agreed.
15	The Complete compliance report for all conditions stipulated in this Stage I approval letter shall be uploaded one-portal ( <a href="https://parivesh.nic.in">https://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, the matter may now be referred to APCCF(Central), Bhopal for issuance of formal approval.

Yours faithfully,



( S. M. Saiyad )

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