

**GOVERNMENT OF ARUNACHAL PRADESH  
DEPARTMENT OF ENVIRONMENT & FORESTS  
ITANAGAR.**

No. FOR.543/Cons/2013/ **1530-33**

Itanagar dated **24<sup>th</sup>** June'2021

To

Shri W.Longvah,IFS,  
Inspector General of Forests (C )  
Ministry of Environment, Forest & Climate Change,  
Integrated Regional Office, Guwahati,  
4<sup>th</sup> Floor, Housefed Building, G.S Road, Rukminigaon,  
Guwahati-781022

**Sub:-** Proposal for diversion of 3.60 ha of forest land for Oil Drilling location DML-3/1 in Tirap District. of Arunachal Pradesh in favour of M/s Oil India Limited, Duliajan, Assam.

**Ref:-** RO, Shillong's letter No. . 3-ANB 053/2018-SHI/1399-1400 dtd. 31.08.2020.


Sir,

With reference to your letter cited above, this is to submit compliance report as below of the conditions stipulated therein for favour of your information and necessary action:

1	The user agency shall be allowed exploratory drilling of a maximum of "2 (two) boreholes of 660.4 mm (26 inch) over 3.60 ha of forest land.	Noted
2	The prior approval of Govt. Of India under Section-2 of FC Act for prospecting in this forest area under consideration is only for resource assessment and mapping and does not confer in any manner any right to the State Government to divert such forest land under Section-2(ii) of Forest (Conservation) Act,1980 for mining purpose in future in favour of this User Agency or any other mining company on the plea that forest clearance for prospecting has been granted.	Noted
3	The cost of compensatory afforestation at the prevailing wage rates as per compensatory afforestation scheme at Namsang VFR shall be deposited in the Compensatory Afforestation Fund of Arunachal Pradesh State through E-portal.	The cost of compensatory afforestation Rs.17, 16,400/- has been deposited to Ad-hoc CAMPA as per e-challan dated 08.02.2021 & deposited on 09/02/2021.
4	The State Govt. Shall charge the Net Present Value (NPV) for the 135.47 ha forest area to be diverted under the proposal from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 30.10.2002, 01.08.2003,28.03.2008,24.04.2008 and 09.05.2008 in IA No.566 in Writ Petition (Civil) No.202/1995 and as per the guidelines issued by this Ministry vide its letter No.5-1/1998-FC (Pt-II) dtd 18.09.2003, as well as letter No.5-2/2006-FC dtd 03.10.2006 and 5-3/2007-FC dtd 05.02.2009. The requisite funds shall be transferred through online portal to CAMPA Account of the State concerned.	The diversion of forestland for 3.60 ha only has been accorded vide AIP above, whereas condition for realization of NPV over 135.47 has been imposed under Sl. No. 4 of Stage-I approval which may be a typing error. However, the amount for Net Present Value of the forest land diverted for 3.60 ha under this proposal for Rs.33,80,400/- has been realized and deposited to Ad-hoc CAMPA as per e-challan dated 08.02. 21 & deposited on 09/02/2021.
5	Additional amount of NPV of the diverted foret 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 Govt. from the User Agency. The User Agency shall furnish an undertaking to this effect	The User Agency has submitted undertaking for this condition. ( <b>Annexure-I</b> )

6	Charges towards NPV & CA as applicable shall be realized by the State Govt. From the User Agency & deposited in CAMPA fund through e-portal.	The total fund of Rs.50,96,800/- towards CA & NPV has been transferred to Ad-hoc CAMPA through e-payment as per e-challan dated 08.02.2021 vide UTR No. SBINR52021020910468803 dtd. 08.02.2021 to the Corporation Bank.
7	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.	The User Agency has submitted undertaking for this condition. ( <b>Annexure-II</b> )
8	The charges for felling, logging and transportation of project affected trees should be collected from the User Agency at the rates approved by the State Govt. and deposited with the DFO concerned for utilization immediately following the diversion of forest land.	An amount of Rs.8,41,672/- towards cost of felling, logging and transportation of project affected trees of the land proposed for diversion has been deposited directly to the Divisional Forest Officer, Deomali Forest Division.
9	The expenditure like boundary walls, stone pillars, demarcation charges, cost of damage of trees the funds on these accounts should be deposited with the DFO concerned.	The User Agency has submitted undertaking for this condition ( <b>Annexure-III</b> )
10	Permission for carrying out of exploratory drilling or any payment of NPV deposited for such operation will not confer any right with the User Agency to get forest clearance of that particular land under Section-2(ii) of FC Act, 1980. All decision will be taken as per procedure prescribed in Forest (Conservation) Rules, 2003 (as amended upto date) and on merit.	The User Agency has submitted undertaking for this condition. ( <b>Annexure-IV</b> )
11	The User Agency shall seek permission of concerned Divisional Forest Officer before entering into the forest area and borehole shall be dig with prior permission of the concerned Divisional Forest Officer and also furnish detailed report thereof on completion of the project.	The User Agency has submitted undertaking for this condition. ( <b>Annexure-V</b> )
12	Proper plugging of borehole shall be made after exploration activities are complete to the satisfaction of the concerned Divisional Forest Officer.	Noted
13	The User Agency shall be responsible for any loss of the flora and fauna in the surrounding. Any damage done in this regard shall be compensated by the User Agency from the project cost as per assessment of the concerned Divisional Forest Officer.	The User Agency has submitted undertaking for this condition. ( <b>Annexure-VI</b> )
14	Any changes in the diameter of borehole and number of bore holes will be reported to the concerned Regional Office in advance for consideration and recommendations to the Central Government.	The User Agency has submitted undertaking for this condition. ( <b>Annexure-VII</b> )
15	Adequate measures shall be taken by the User Agency to ensure that prospecting activities do not harm the wildlife in the area. Any damage done in this context, shall be compensated by the User Agency as per assessment by the concerned Divisional Forest Officer.	The User Agency has submitted undertaking for this condition. ( <b>Annexure-VIII</b> )
16	No labour camps shall be established on the forest land and no work shall be allowed after sunset.	The User Agency has submitted undertaking for this condition. ( <b>Annexure-IX</b> )
17	In case rights over forest land proposed to be used for prospecting purpose, has already been settled in favour of eligible claimants as per provisions of the Forest Rights Act, 2006, the claimants shall either be compensated appropriately or location of borehole by suitably re-located.	Noted
18	Initially the permission for prospecting will be granted for two years from the date of issue of this approval which can be extended for one more year with convincing justification from the State Government for extension.	Noted





	In case of violations of conditions by the User Agency, the permission for prospecting of minerals shall be suspended by the concerned Divisional Forest Officer. Further it shall be enquired by the Nodal Officer (FCA) of the State Government and report to be submitted to the concerned Regional Office for appropriate action.	The User Agency has submitted undertaking for this condition. ( <b>Annexure-X</b> )
20	To minimize disturbance to the wildlife, User Agency shall take all possible measures to minimize noise during prospecting operations and halt the prospecting activities during night and during such periods in the day as may be advised by the concerned Chief Wildlife Warden, concerned State Forest Department.	The User Agency has submitted undertaking for this condition. ( <b>Annexure-XI</b> )
21	The User Agency shall look into the occasional straying of wild animals from Dehing-Patkai Wildlife Sanctuary and take appropriate steps under the guidance of Forest Department.	Noted
22	The User Agency and the State Government shall ensure compliance to provisions of the MoEF & CC Guidelines F. No. 11-96/2009-FC dated 4 <sup>th</sup> July' 2014 issued by the Ministry regarding drilling in the forest land.	Noted
23	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 Guidelines F No.11-42/2017-FC dtd 29/01/2018.	The User Agency has submitted undertaking for this condition. ( <b>Annexure-XII</b> )
24	The State Government and User Agency shall comply the provisions of the all Acts, Rules, Regulations, Guidelines, NGT order & Hon'ble Court Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project.	The User Agency has submitted undertaking for this condition. ( <b>Annexure-ZXIII</b> )

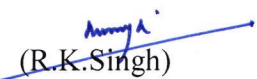
The approval for diversion of forestland for 3.60 ha only has been accorded vide No. 3-ANB 053/2018-SHI/1399-1400 dtd.31.08.2020, whereas condition for realization of 135.47 has has been imposed under Sl. No. 4 of Stage-I approval which may be typing error. This may please be corrected by issuing corrigendum to avoid future complicity.

It is, therefore, requested to kindly issue necessary formal approval for diversion of 3.60 ha forestland for above Oil drilling location under Section-2 of the Forest (Conservation) Act, 1980 at an early date.

The additional information is also enclosed at Annexure 'A'.

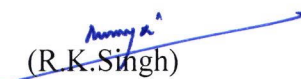
Enclosed:- As above

Yours faithfully,

  
(R.K.Singh)  
PCCF (A&V) & Nodal Officer (FCA)

Copy to:-

1. The Chief Conservator of Forests, SAC, Deomali for information.
2. The Resident Chief Executive, Oil India Ltd, Duliajan-786602, Assam for information and necessary action.
3. The Divisional Forest Officer, Deomali Forest Division for information.

  
(R.K.Singh)  
PCCF (A&V) & Nodal Officer (FCA)

# PROFORMA FOR VERIFICATION OF DEPOSITS IN COMPENSATORY AFFORESTATION FUND

1	Name of Regional Office	IRO, Guwahati					
2	State/District/Forest Division to which the proposal relates	Arunachal Pradesh/Tirap District /Deomali FD .					
3	Name of User Agency, nature of proposal	Oil India Ltd., Oil drilling location DML-3/1.					
4	Nature and category of proposal	Mining					
5	Proposal number						
6	Extent of Forest area involved	3.60					
7	Whether original or extension	Original					
8	If extension of lease, please clarify if proposal involves additional forest area and if so, specify	Does not arise					
9	Date of 1 <sup>st</sup> Stage clearance	31.08.2020					
10	Extent of CAMPA charges, head wise viz.						
	a) Compensatory Afforestation	Rs.17,16,400/-					
	b) Additional Compensatory Afforestation	-					
	c) Penal Compensatory Afforestation for 36.142 ha	-					
	d) Catchment Area Treatment plan	-					
	e) Wildlife Management Plan	-					
	f) Additional charges for diversion of area failing under notified/protected areas	-					
	g) Net Present Value	Rs.33,80,400/-					
	h) Any other charges/levies (Please specify) (cost of plan for preparation of conservation and preservation of flora and fauna)						
	<b>Total</b>	Rs. 50,96,800/-					
11	<b>Whether payment made through challan or otherwise. In case of online payment, details of challan</b>						
12	<b>Details of deposits</b>						
Sl. No	Type of deposit (NPV/CA/WMP/ Others (specify))	Whether by RTGS/DD /NEFT (specify)	UTR/DD NO	Amount	Date of deposit	Name of Bank from which amount transferred to account of CAF	Bank Account of CAF managed by CAMPA in which fund deposited
1	Compensatory Afforestation	RTGS	UTR No. SBINR52021020910468803	Rs. 17,16,400/-	09.02.2021	SBI, Duliajan, Assamz	520101263743426
2	Net Present Value (NPV)			Rs. 33,80,400/-			

Date:

Place: Itanagar

Signature of Nodal Officer