

**SITE INSPECTION REPORT**

A proposal was received from executive Engineer, PWD, Moti Daman (User Agency) under the provisions of the Forest (Conservation) Act, 1980 for 'Diversion of 5.07 Ha. of Proposed Reserve Forest Land at Marwad Nani Daman Improvement, Beautification, Landscaping and Development of Devka Garden Nani Daman in the Union Territory of Dadra and Nagar Haveli and Daman & Diu'. The proposal has been moving back and forth between User Agency and the Department due non compliance of essential requirements for process under FCA 1980. The site inspection of the land involved in the proposal has been done by me on 15.01.2024. The site is proposed reserve forest (PRF) (u/s 4, IFA, 1927) and the land required by the user agency is a proposed reserve forest measuring 5.07 ha (part of 11.10 Ha of PRF vide Notification No 2-22-74-FOR/(D) dated 27/12/1978). The total number of trees to be felled was shown as 427. The details of the forest area proposed for diversion is as under:-

Patch no.	Survey no.	Area	Remarks
01	6	5.07 ha	Proposed Reserved forest
	Total area	5.07 ha	

The requirement of the forest land as proposed by the user agency is unavoidable and the barest minimum required for the project as per the design layout and parameters. The said forest area proposed for diversion does not have any endangered/endemic flora and fauna and is in the midst of populated area. The proposal is for creating a tourist attraction and the area was earlier being maintained as a garden/park with status as PRF, without any permanent structures by the Forest Dept. On inspection it is seen that the user Agency has already carried out work in the said forest area, in violation of the provisions of the Forest (Conservation) Act, 1980. This was in spite of several communications made to the User Agency. A Forest Offence Report was also registered dated 29/10/2022. It is noticed that presently 371 trees exist at site indicating that 56 trees have been removed unauthorized. Further 11 structures have been created in the said area. i.e 4 cabins of approx area 91.91 sqm each i.e 376.64 sq , 1 workshop of approx 120 sq m, 2 cabins each of approx 1025 sq m i.e 2050 sq m, 2 ponds of approx area 380 sqm, i.e 760 sq m, 1 pond of approx area 803 sq m and 1 irregular shaped track of approx area 8240 sqm (approx) thus totalling to area of approx 12349.64 sqm = approx 1.25 Ha, has been utilised in violation of the FCA, 1980.

As the proposal for diversion of 5.07 ha forest land for the purpose of Improvement, Beautification, Landscaping and Development of Devka garden Nani Daman, Daman in the UT of Dadra & Nagar Haveli and Daman & Diu is an important project being undertaken by the U.T Administration for increasing tourism potential of the U.T and that a *fait accompli* situation has arisen due to the work already carried out and the said land with status as PRF was being maintained as park by Forest Dept, the proposal is hereby **recommended**.

Place : Silvassa  
 Date : 15/01/2024

  
 Conservator of Forests  
 U.T of Dadra & Nagar Haveli and Daman & Diu