

PART –IV

Nodal Officer or Principal Chief Conservator of Forests (Head of Forest Force)

(Detailed opinion and specific recommendation of the State Forest Department for acceptance or otherwise of the proposal with remarks)

Sub.:- Executive Engineer, Tribal Public Works Division, Kalwan Dist Nashik has submitted the project for diversion of 0.8567 ha reserved forest land for construction of Disaster Management Works i.e. Sky walk, Bye pass road, Drainage line & Sewage treatment plant at Saptashrungi Gad in Nashik district. The details of land proposed for diversion is as under-

Items of works	Village	Taluka & Dist.	Sur/Gut No.	Comptt No.	Legal Status	Area in Ha
Sky walk						0.1867
Bye pass road						0.3329
Drainage Line	Saptashrungi Gad	Tal. Kalwan Dist Nashik	43	299	Reserved Forest	0.0837
Sewage Treatment Plant						0.2534
Total Area in Ha						0.8567

Specific recommendation of Principal Chief Conservator of Forests (HoFF) MS Nagpur is attached on page no. 14A



(G Sai Prakash)
Additional Principal Chief Conservator of Forests
& Nodal Officer, Maharashtra State, Nagpur.

Date:

Place: Nagpur

Construction of Disaster Management Work i.e. Sky walk, Bye pass road etc

Specific Recommendation of Principal Chief Conservator of Forests (Head of Forest Force), Maharashtra State with regards to acceptance or otherwise of the proposal supported by reasons.

- 1) The proposal is for diversion of 0.8567 ha reserved forest land for construction of Disaster Management Works i.e. Sky walk, Bye pass road, Drainage line & Sewage treatment plant at Saptashrungi Gad in Nashik district. The detailed area statement is shown as under-

Items of works	Village	Taluka & Dist.	Sur/ Gut No.	Comptt No.	Legal Status	Area in Ha
Sky walk	Saptashrungi Gad	Tal. Kalwan Dist Nashik	43	299	Reserved Forest	0.1867
Bye pass road						0.3329
Drainage Line						0.0837
Sewage Treatment Plant						0.2534
Total Area in Ha						0.8567

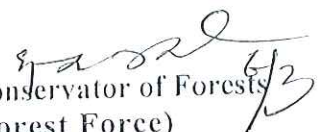
The project has been initiated by Executive Engineer, Tribal Public Works Division, Kalwan Dist Nashik.. The User Agency has stated that the forest land required for this proposal is useful to facilitate the safe and fast exit of pilgrims from temple area and to protect the floating population from epidemics. These works are part of the disaster management for avoiding congestion and stampede incidents. Detailed project note is enclosed in the proposal on page no. 100. Administrative approval issued by Government of Maharashtra, Tourism & Culture Department vide order dated TDS 2012/10/P No. 575/ tourism, dated 29/01/2013.

- 2) The Collector, Nashik & Deputy Conservator of Forests, East Nashik have certified that no alternate alignment is possible and the forest land required is the barest minimum.

- 3) There is no cutting & felling of trees is involved in implementation of the project.
- 4) There is a violation of Forest (Conservation) Act 1980 and or its guidelines have been committed. The remaining work by the User Agency in forest land will be permitted only after getting permission from the Government of India as certified by the Deputy Conservator of Forests, East Nashik. Detailed violation report is enclosed in the proposal on page no. 22 to 26.
- 5) The project area belongs to Eco-Value class III & category open. Density is 0.4.
- 6) The User Agency has submitted an undertaking to defray the cost of Net Present Value of the forest land proposed for diversion.
- 7) The Deputy Conservator of Forests, East Nashik has certified that the proposed project is beyond 10 km of the boundaries of the Protected Area.
- 8) The area involved does not form part of any existing National Park, Wildlife Sanctuary or Nature Reserve etc.
- 9) The Deputy Conservator of Forests, East Nashik has certified that proposed project is not likely to affect any monuments site of cultural, historical, religious archeological or recreational importance.
- 10) The User Agency has submitted the compliance under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Rights) Act 2006 in Form-I (linear project).
- 11) The Deputy Conservator of Forests, East Nashik has certified that 2.0 ha. degraded forest land in Comptt. No. 287 at village Vanjari, Ta. Kalwan, Dist. Nashik proposed for Compensatory Afforestation is suitable for afforestation and management purpose also it is free from encroachment & encumbrances.
- 12) Site Inspection Report of Deputy Conservator of Forests, East Nashik is enclosed in the proposal on page no. 54.
- 13) The Chief Conservator of Forests (T) Nashik, and Deputy Conservator of Forests, East Nashik have recommended the proposal for approval.

In view of this, the proposal is recommended for approval under section - 2 (ii) of Forest (Conservation) Act, 1980 subject to the following conditions -

- i. The legal status of the land required will remain unchanged.
- ii. Compensatory afforestation will be raised at the cost of User Agency on 2.0^{ha} degraded forest land made available by Forest Department.
- iii. Penal Compensatory afforestation will be raised at the cost of User Agency on degraded forest land made available by Forest Department
- iv. The forest land shall not be used for any purpose other than specified in the project.
- v. The User Agency will defray the cost of Net Present Value of 0.8567 Ha. of forest land as per the latest guideline of Government of India.
- vi. The User Agency will defray the additional / revised cost of Net Present Value of forestland as per the latest Guideline of Government of India.
- vii. No labour camps shall be established on forest land.
- viii. The User Agency shall provide fuel-wood preferably alternate fuel to the laborers working at the site to avoid damage / felling of trees.
- ix. Any other condition which the State Government may stipulate from time to time shall have to be followed.
- ix a. The whole table top of Saptashrungi gad is forest & in order to ensure that all activities are in ^{line} ~~true~~ with various environmental laws / Acts in vogue, The Deputy Conservator of Forest ^{Forest} (East Nashik Division) should be made as member of the Devasthan Committee.
- x. Provisions of all Acts, Rules made thereunder and guidelines applicable to the project shall have to be strictly followed by the User Agency.


Principal Chief Conservator of Forests
(Head of Forest Force)
Maharashtra State, Nagpur



**Office of the Principal Chief Conservator of Forests
(Head of Forest Force)**

**Additional Principal Chief Conservator of Forests and Nodal
Officer, Maharashtra State, Nagpur**

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E-mail- apccfnodal@mahaforest.gov.in

Website: www.mahaforest.gov.in

Sub. :- Diversion of 0.8567 ha reserved forest land for construction of Disaster Management Works i.e. Sky walk. Bye pass road. Drainage line & Sewage treatment plant at Saptashrungi Gad in Nashik district

No. : Desk-17/NC/II/I.D. 12487/(14)/2253 /16-17

Nagpur - 440 001, Dated : 07/03/2017

To

Addl. Principal Chief Conservator of Forests (Central).
Government of India, Ministry of Environment, Forests & Climate Change.
Regional Office (WCZ), Ground Floor, East Wing,
New Secretariat Building, Civil Lines,
Nagpur 440001

Sir,

Executive Engineer, Tribal Public Works Division, Kalwan Dist Nashik has submitted the project for diversion of 0.8567 ha reserved forest land for construction of Disaster Management Works i.e. Sky walk. Bye pass road. Drainage line & Sewage treatment plant at Saptashrungi Gad in Nashik district. The details of land proposed for diversion is as under-

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Total Area in Ha						0.8567

The project has been initiated by Executive Engineer, Tribal Public Works Division, Kalwan Dist Nashik. The User Agency has stated that the forest land required for this proposal is useful to facilitate the safe and fast exit of pilgrims from temple area and to protect the floating population from epidemics. These works are part of the disaster management for avoiding congestion and stampede incidents. Detailed project note is enclosed in the proposal on page no. 100. Administrative approval issued by Government of Maharashtra, Tourism & Culture Department vide order dated TDS 2012/10/P No. 575/ tourism, dated 29/01/2013.

2) Following documents as prescribed in Government Circular, Revenue and Forest Department No. FL.D-1081/2041/(A)/F-3, dated 20/03/1982 as well as Government of India's instructions issued from time to time are enclosed in two copy.

- 1) Prescribed form dated 10/01/2003.
- 2) The Collector, Nashik & Deputy Conservator of Forests, East Nashik have certified that no alternate alignment is possible and the forest land required is the barest minimum.
- 3) There is no cutting & felling of trees is involved in implementation of the project.
- 4) There is a violation of Forest (Conservation) Act 1980 and or its guidelines have been committed. The remaining work by the User Agency in forest land will be permitted only after getting permission from the Government of India as certified by the Deputy Conservator of Forests, East Nashik. Detailed violation report is enclosed in the proposal on page no. 22 to 26.
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- v. The User Agency will defray the cost of Net Present Value of 0.8567 Ha. of forest land as per the latest guideline of Government of India.

- vi. The User Agency will defray the additional / revised cost of Net Present Value of forestland as per the latest Guideline of Government of India. ✓
- vii. No labour camps shall be established on forest land. ✓
- viii. The User Agency shall provide fuel-wood preferably alternate fuel to the laborers working at the site to avoid damage / felling of trees. ✓
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- ix a. The whole table top of Saptashrungi gad is forest & in order to ensure that all activities are in tune with various environmental laws / Acts in vogue. The Deputy Conservator of Forests, East Nashik Forest Division should be made as member of the Devasthan Committee. ✓
- x. Provisions of all Acts, Rules made thereunder and guidelines applicable to the project shall have to be strictly followed by the User Agency. ✓

It is therefore requested that the Government of India may kindly be approve diversion of 0.8567 ha reserved forest land for construction of Disaster Management Works i.e. Sky walk. Bye pass road, Drainage line & Sewage treatment plant at Saptashrungi Gad in Nashik district, under section 2(ii) of the Forest (Conservation) Act, 1980. ✓

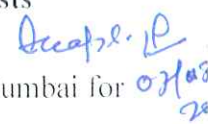
Encl. :- As above

Yours faithfully,


(G S. Prakash)

**Additional Principal Chief Conservator of Forests
& Nodal Officer, Maharashtra State, Nagpur**





Copy submitted to Secretary (Forests), Revenue and Forests Department, Mantralaya, Mumbai for information along with a copy of the proposal. ✓

Copy to Chief Conservator of Forests (T), Nashik for information.

Copy to Deputy Conservator of Forests, East Nashik for information.

Copy to Executive Engineer, Tribal Public Works Division, Kalwan Dist Nashik for information.