

**OFFICE OF THE PRINCIPAL CHIEF CONSERVATOR OF FORESTS (HEAD OF
FOREST FORCE), MAHARASHTRA STATE, NAGPUR**

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Sub:- Proposal for diversion of 2.18 ha. Unclassed Forest under Forest (Conservation), 1980 for Construction of Four lanning of Khudus to Dharmapuri section of NH-965 from Km.77/800 to Km.115/350 in Survey/Gut No.219 pt. at Village Natepute, Tal. Malshiras, Dist. Solapur in the State of Maharashtra-reg (FP/MH/ROAD/144153/2021).

No. : Desk-17/Nodal/Pune /I.D-12952 (23)/1443/2021-22

Nagpur - 440 001, Dated 08/11/2021

To,

The Deputy Director General (Central)
Ministry of Environment, Forests, and Climate Change,
Regional Office, Ground Floor, East Wing,
New Secretariat Building,
Civil Lines, Nagpur-440001

Sir,

The Project Director, NHAI, PIU, Pandharpur has submitted proposal for diversion of 2.18 ha. Unclassed Forest under Forest (Conservation), 1980 for Construction of Four lanning of Khudus to Dharmapuri section of NH-965 from Km.77/800 to Km.115/350 in Survey/Gut No.219 pt. at Village Natepute, Tal. Malshiras, Dist. Solapur in the State of Maharashtra. The details of forest land proposed for diversion is as given below: -

Sr. No	Item work purpose	District	Taluka	Name of Village	Survey / Gut No.	Length & Width	Area in (Sq.Mtr)	Area (in ha)	Legal Status
1	Construction of Four lanning of Khudus to Dharmapuri section of NH-965 from Km.77/800 to Km.115/350 in Survey/Gut No.219 pt. at Village Natepute, Tal. Malshiras, Dist. Solapur	Solapur	Malshiras	Natepute	219	483.40 x 45	21752	2.18	Unclassed Forest
Total Forest Area (in ha.)								2.18	

2.00 The proposal has been initiated by the Project Director, NHAI, PIU, Pandharpur for seeking approval under Forest (Conservation) Act, 1980. The proposed road is passing through Khudus to Dharmapuri NH 965 Highway starting from Khudus connecting Pandharpur, Malshiras, Phaltan, Nira, Jejuri Saswad near Pune and terminating at junction with NH-60 near Alandi in the State of

Maharashtra to four lanes with paved shoulder configuration by observing traffic on both sides and crossings of various highways link. This link is beneficial for exchange of traffic from one highway to another highway

2.1 The User Agency has certified that the forest land admeasuring 2.18 ha is the minimum demand for the project. Therefore the User Agency has decided to undertake Construction of Four lanning of Khudus to Dharmapuri section of NH-965 from Km.77/800 to Km.115/350 in Survey/Gut No.219 pt. at Village Natepute, Tal. Malshiras, Dist. Solapur in the State of Maharashtra. Because of the project, over all road safety situation will be improved. Summarily, widening of the project road will have following benefits.

- a) The proposed project is rehabilitation and up-gradation of existing two lane alignment to four lane configuration.
- b) There is no suitable alternatives non-forest land to construct the road as the proposed rehabilitation is along the existing road.
- c) Earthwork cutting and banking is minimum.
- d) Minimum numbers of trees are affected.
- e) Road gradients are suitable for traffic.

2.2 The total non forest involved in project is 86.31 ha. The site inspection report of the Deputy Conservator of Forests, Solapur Forest Division, Solapur is enclosed on page no.40 to 42

3.0 Following documents as prescribed in Government Circular, Revenue and Forest Department No.FLD-1081/2041/(A)/F-3, dated 20/03/1982 and according to Government of India's instructions issued from time to time are enclosed in three copies.

- 3.1 Prescribed form dated 10/01/2003.
- 3.2 Certificate regarding minimum demand of forest land for the project,
- 3.3 Area Statement,
- 3.4 Index map in suitable scale,

4.00 The Deputy Conservator of Forests, Solapur Forest Division, Solapur as certified that:-

- 4.1 no suitable alternate land is available and the forest land required is barest minimum.
- 4.2 the area belongs to Eco-value class-III and having density of forest is 0.1 (Open Forest).
- 4.3 there are no cutting and felling of tress involved in the project
- 4.4 the area involved in the project does not form part of any existing National Park, Wildlife Sanctuary, Nature Reserve etc.
- 4.5 proposed project is not likely to affect any monumental site of cultural, historical, religious, archeological or recreational importance.
- 4.6 there is no violation of Forest (Conservation) Act 1980.
- 4.7 proposed project area for the project is beyond 10 km from boundary of the Great Indian Bustard Sanctuary. (the distance project boundary of 60.54 kms from Great Indian Bustard Sanctuary)
- 4.8 the non-forest area covered under the project is not under the provision of Maharashtra Private Forest (Acquisition) Act 1975 by virtue of application of Section 35 of Indian Forest Act 1927 and are not recognized as deemed reserved forest as well as not included in the area identified as "forest" as per dictionary meaning of forest as intimated to the expert committee appointed under interim judgment of the Hon'ble Supreme Court dated 12/12/1996.

4.9 and proposed Compensatory Afforestation over 4.36 ha. degraded forest land in Gut No.219 at Village-Natepute, Taluka Malshiras, Dist. Solapur and it is contiguous, suitable for afforestation and management purpose and it is free from encroachment and an encumbrances.

5.00 **The User Agency has submitted an undertaking that:-**

5.1 to defray the cost of compensatory afforestation.

5.2 to defray the cost of Net Present Value of the forest land proposed under diversion.

5.3 Government of India vide letter No.11-43/2013-FC, dt.3/12/2018 has issued guidelines regarding compliance of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forests Right) Act, 2006. As per these guidelines:-

‘Accordingly, it is clarified that within the time period stipulated for compliance of Stage I condition, Deputy Commissioner shall complete the process of compliance of FRA (including forwarding its findings to be concerned CF), hence for the purpose of the MoEF & CC, as per the provisions under the Forest (Conservation) amendment rules, 2016 the compliance under FRA is not required for consideration of in-principle approval. This has to be furnished by the State Government for consideration of the proposal by the Ministry for final approval’.

Hence, the user agency has given an undertaking regarding the compliance under the Scheduled Tribes and Other Traditional forest Dwellers (Recognition of Forest Rights) Act, 2006 has been applied and is under process and shall be submitted before formal approval.

5.4 The cross section map is enclosed herewith on page no.24 A

5.5 Copy of Technical approval accorded by NHA1, dated 01/05/2019 is enclosed on page No.83/A

6.00 The Deputy Conservator of Forests, Solapur Forest Division, Solapur and Conservator of Forest (T), Pune have recommended the proposal for diversion of 2.18 ha. of Forest land.

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

7.1 The legal status of the forest land required will remain unchanged.

7.2 Forest land will be handed over only after required non-forest land for the project is handed over to the User Agency.

7.3 **Compensatory Afforestation :-**

a) Compensatory afforestation shall be taken up by the Forest Department over 4.36 ha. degraded forest land in Gut No.219 at Village-Natepute, Taluka Malshiras, Dist. Solapur at the cost of the user agency. As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species may be avoided.

7.4 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.

7.5 **NPV:-**

a) The State Government shall charge the Net Present Value (NPV) for the 2.18 ha. 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, 24/04/2008 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 18/09/2003 as well as letter No.5-2/2006-FC, dated 03/10/2006 and 5-3/2007-FC, dated 05/02/2009 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.
- 7.6 User Agency shall restrict the felling of trees to minimum number in the diverted forest land and the trees shall be felled under the strict supervision of the State Forest Department and the cost of felling of trees shall be deposited by the User Agency with the State Forest Department.
- 7.7 All the funds received from the user agency under the project shall be transferred/deposited to CAMPA fund only through e-portal (<http://parivesh.nic.in/>)
- 7.8 The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
- 7.9 User Agency shall raise strip plantation on both sides and central verge of the road as per the IRC norms.
- 7.10 Speed regulating signage will be erected along the road at regular intervals in the Protected Areas/Forest Areas.
- 7.11 It Shall mandatory to provide underpass for safe crossing of wild animals
- (a) The underpass shall have a minimum size of width 4.00 mt and Height 3.00 mt.
- (b) Wherever natural cross drainage works are in existence, then no need to construct new underpass subject to existing structure nearly complying above mentioned dimensions, as suggested in (a) above.
- (c) Wherever natural cross drainage works are in existence but as per engineering requirement, it is required to reconstruct then that structure shall comply with the minimum dimensions as suggested in (a) above.
- (d) Interval between such underpasses shall not be more than 2.00 km
- 7.12 The user agency shall provide suitable under/over pass in Protected Area/ Forest Area as per recommendation of CWLW/NBWL/FAC/REC.
- 7.13 User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.
- 7.14 The layout plan of the proposal shall not be changed without prior approval of Central Government.
- 7.15 No labour camp shall be established on the forest land.
- 7.16 Sufficient firewood, preferably the 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.
- 7.17 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.
- 7.18 No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
- 7.19 The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less.

- 7.20 The forest land shall not be used for any purpose other than that specified in the project proposal.
- 7.21 The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Government of India.
- 7.22 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, dated 29/01/2018.
- 7.23 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.
- 7.24 The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>)

8.00 It is therefore, requested that Government of India may kindly be moved for approving the diversion of 2.18 ha. Unclassed Forest under Forest (Conservation), 1980 for Construction of Four lanning of Khudus to Dharmapuri section of NH-965 from Km.77/800 to Km.115/350 in Survey/Gut No.219 pt. at Village Natepute, Tal. Malshiras, Dist. Solapur in the State of Maharashtra under section 2 (ii) of the Forest (Conservation) Act, 1980.

Encl. :- Proposal 1 copies

Yours sincerely

(Naresh Zurmure)

**Addl. Principal Chief Conservator of Forests
& Nodal Officer**

Copy submitted to the Principal Secretary (Forests), Revenue & Forest Department, Mantralaya, Mumbai – 400032 for information.

Copy to the Chief Conservator of Forests (Territorial) Pune for information.

Copy to the Deputy Conservator of Forests, Solapur Forest Division, Solapur for information.

Copy to the Project Director, NHAI, PIU, Pandharpur for information

PART -IV

**(To be filled by 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.- Proposal for diversion of 2.18 ha. Unclassed Forest under Forest (Conservation), 1980 for Construction of Four lanning of Khudus to Dharmapuri section of NH-965 from Km.77/800 to Km.115/350 in Survey/Gut No.219 pt. at Village Natepute, Tal. Malshiras, Dist. Solapur in the State of Maharashtra (FP/MH/ROAD/144153/2021).The details of land proposed for diversion is as under-

Sr. No	Item work purpose	District	Taluka	Name of Village	Survey / Gut No.	Length & Width	Area in (Sq.Mtr)	Area (in ha)	Legal Status
1	Construction of Four lanning of Khudus to Dharmapuri section of NH-965 from Km.77/800 to Km.115/350 in Survey/Gut No.219 pt. at Village Natepute, Tal. Malshiras, Dist. Solapur	Solapur	Malshiras	Natepute	219	483.40 x 45	21752	2.18	Unclassed Forest
Total Forest Area (in ha.)								2.18	

Specific recommendation of Principal Chief Conservator of Forests (HoFF) Maharashtra State, Nagpur is attached on page no.


8/11/21

(Naresh Zurmure)
Additional Principal Chief Conservator of Forests
& Nodal Officer

Date: /11 /2021

Place: Nagpur

Proposal for diversion of 0.9920 ha. of forest area for construction of Railway over bridge in lieu of level crossing 9 C Railway 55/800 on Diva-Panvel section on Pisarve to NH-4 Road ODR No.10 at Village Rohinjan, Tal. Panvel, Reserved forest land in Survey No.26 (under section 4 of India Forest Act, 1927) and village Pisarve, Tal. Panvel, Reserved Forest land Survey No.130,150 (under section 4 of Indian Forest Act, 1927) of District Raigad in the State of Maharashtra (FP/MH/ROAD/117850/2020)

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

1) Proposal for diversion of 0.9920 ha. of forest area for construction of Railway over bridge in lieu of level crossing 9 C Railway 55/800 on Diva-Panvel section on Pisarve to NH-4 Road ODR No.10 at Village Rohinjan, Tal. Panvel, Reserved forest land in Survey No.26 (under section 4 of India Forest Act, 1927) and village Pisarve, Tal. Panvel, Reserved Forest land Survey No.130,150 (under section 4 of Indian Forest Act, 1927) of District Raigad in the State of Maharashtra (FP/MH/ROAD/117850/2020)

2.0 The details of the forest land proposed for diversion are as under:-

Sr No.	Item of work / purpose	Village,	Tal & Distt	Forest land required			Legal Status of Forest Land	
				Sur. No.	Length x Width	Area (Ha.)		
1	Constructio of Railway Over Bridge in Lieu of LC 9C at railway KM 55/800 on Diva-Panvel section on Pisarve to NH-4 Road ODR No.10, Taluka Panvel, Dist. Raigad	Rohinjan	Taluka Panvel, Dist. Raigad	26	56.00 x 5.00	0.0280	Reserved Forest Section 4	
2		Rohinjan		26	130.00 x 20.00	0.2600		
3		Rohinjan			(A) Total Area	0.2880		
4		Pisarve			26	82.00 x 20.00	0.1640	Reserved Forest Section 4
					130	137.50 x 20.00	0.2750	
6		Pisarve			150	132.50 x 20.00	0.2650	
						(B) Total Area	0.7040	
Total Forest land (A)+ (B) (in ha.)						0.9920		

3.00 The proposal has been initiated by the Executive Engineer, Thane Creek Bridge, Division No.1, Kokan Bhavan, Navi Mumbai for approval under the Forest (Conservation) Act, 1980. The proposal for construction of Railway over bridge in lieu of level crossing Railway Department proposed Dedicated Freight Corridor Corporation of India Ltd. (DFCCIL) is a Government of India undertaking under the Ministry of Railway and is entrusted with the task of building an exclusive double line, double stack container railway track between JNPT in Mumbai to Dadri near New Delhi. The mega project is being

monitored at highest level of Prime Minister's office. Keeping this in view DFCCIL and PWD Maharashtra is in process of construction of the proposed Railway Over Bridge in Lieu of LC-9C at railway KM 55/800 on Diva Panvel section on Pisarve to NH-4 Road ODR No.10, Tal. Panvel, Dist. Raigad. The project is to be executed in 50%-50% of cost sharing in between DFCCIL and PWD Maharashtra. Ministry of Railway has sanctioned construction of new Railway Over Bridges on Central Railway in lieu of busy level crossing on cost sharing basis. The Railway Over Bridges at L.C.No.9C Km.55/800 in between Diva Panvel section is included in this area.

3.2 The Railway over bridge at LC-9C is to be constructed to continue the cart road traffic in the presence of exclusive double line, double track container railway track between JNPT in Mumbai to Dadri near New Delhi. It is preferred; since there is no other option of vehicular pathway over the obstacle, then an over bridge. The length of the bridge is 773.164 m and RoW (Right of Way) width including service road is 20.00 m. The ROB will be constructed along the Existing Cart Road as per Survey of India Topo sheet No.47E/4 Keeping in mind the future widening/ expansion of railway lines. The scope of work is limited to only ROB construction for length 773.164 Mtr. And RoW 20 mtr on existing cart road of width 3.65 mtr. There is sparse vegetation in the area. The land status of few patches of forest land is Government Protected Forest and there is no other suitable alternative available other than the forest land for construction of ROB. The railway over bridge project is a linear project. There is no human habitation on the forest land required in the project. There are no any rare or endangered or threatened species of flora and fauna in the project area. The forest land in the project area is in the form of fragmented patches could not be avoided.

3.3 Total non forest involved in the project is 0.8120 ha. The site inspection report of the Deputy Conservator of Forests, Alibag is enclosed on page no. 56 to 58

4.00 The Deputy Conservator of Forests, Alibag Forest Division, Alibag has certified that:-

- 4.1 no suitable alternate land is available and the forest land required is lowest minimum.
- 4.2 the area belongs to Eco-value class-I having density is 0.1.
- 4.3 there are 156 trees of various species and trees is involved in implementation of the Project. The Girth wise break up is as under:-

Tree Girth in Cm.								Total
0-30 cm	31-45 cm	46-60 cm	61-75 cm	76-90 cm	91-120 cm	121-150 cm	Above 150 cm	
112	8	11	10	5	5	4	1	156

- 4.4 the area involved in the project does not form part of any existing National Park, Wildlife Sanctuary, Nature Reserve etc.
- 4.5 proposed project is not likely to affect any monumental site of cultural, historical, religious, archeological or recreational importance.
- 4.6 there is no violation of Forest (Conservation) Act 1980.
- 4.7 proposed project is beyond 21 km of the boundaries of the Karnala Bird Sanctuary.
- 4.8 the non-forest area covered under the project is not under the provision of Maharashtra Private Forest (Acquisition) Act 1975 by virtue of application of Section 35 of Indian Forest Act 1927 and are not recognized as deemed reserved forest as well as not included in the area identified as "forest" as per dictionary meaning of forest as intimated to the expert committee appointed under interim judgment of the Hon'ble Supreme Court dated 12/12/1996.
- 4.9 and proposed Compensatory Afforestation over 1.00 ha. degraded Forest land of Reserved Forest (Under Section 4 of Indian Forest Act, 1927) in Survey No.162 of village Dhansar, Taluka Panvel, Dist. Raigad and it is contiguous, suitable for afforestation and management purpose and it is free from encroachment and an encumbrances.

5.00 The User Agency has submitted an undertaking that:-

- 5.1 to defray the cost of compensatory afforestation.
- 5.2 to defray the cost of Net Present Value of the forest land proposed under diversion.
- 5.3 Government of India vide letter No.11-43/2013-FC, dt.3/12/2018 has issued guidelines regarding compliance of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forests Right) Act, 2006. As per these guidelines:-

'Accordingly, it is clarified that within the time period stipulated for compliance of Stage I condition, Deputy Commissioner shall complete the process of compliance of FRA (including forwarding its findings to be concerned CF), hence for the purpose of the MoEF & CC, as per the provisions under the Forest (Conservation) amendment rules, 2016 the compliance under FRA is not required for consideration of in-principle approval. This has to be furnished by the State Government for consideration of the proposal by the Ministry for final approval'.

Hence, the user agency has given an undertaking regarding the compliance under the Scheduled Tribes and Other Traditional forest Dwellers (Recognition of Forest Rights) Act, 2006 has been applied and is under process and shall be submitted before in-principle approval.

- 5.4 Copy of the administrative approval accorded by the Government of Maharashtra, Public Works Division letter No.PLN-2016/CR-(594)/N-3, dated 17/02/2016.
- 5.5 Copy of the technical approval accorded by the Chief Engineer, Special Project Division Mumbai letter No. PLN-2016/CR-594, N-3, dated 17/02/2016.
- 5.5 The Development Plan signed by the Executive Engineer, Thane Creek Bridge, Division No.1, Kokan Bhavan, Navi Mumbai is enclosed herewith on page no.86

6.00 The Deputy Conservator of Forests, Alibag and Chief Conservator of Forest (T), Thane have recommended the proposal for diversion of 0.9920 ha. of forest land.

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

7.1 Legal status of the forest land shall remain unchanged.

7.2 Forest Land will be handed over only after required non forest land for the project is handed over by user agency

7.3 Compensatory Afforestation

a) Compensatory afforestation shall be taken up by the Forest Department over 1.00 ha. degraded Forest land of Reserved Forest (Under Section 4 of Indian Forest Act, 1927) in Survey No.162 of village Dhansar, Taluka Panvel, Dist. Raigad at the cost of the user agency. As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species shall be avoided.

b) The non forest land which has been transferred shall be mutated in favour of the State Forest Department.

7.4 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 provisions for anticipated cost increase for works scheduled for subsequent years;

7.5 NPV:-

a) The State Government shall charge the Net Present Value (NPV) for the 0.9920 ha. 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, 24/04/2008 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 18/09/2003 as well as letter No.5-2/2006-FC, dated 03/10/2006 and 5-3/2007-FC, dated 05/02/2009 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.

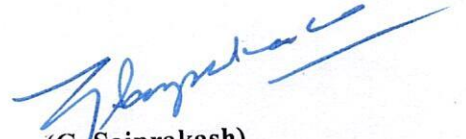
7.6 User Agency shall restrict the felling of trees to minimum number in the diverted forest land and the trees shall be felled under the strict supervision of the State Forest Department and the cost of felling of trees shall be deposited by the User Agency with the State Forest Department.

- 7.7 All the funds received from the User Agency under the project shall be transferred / deposited to CAMPA fund only through e-portal.
- 7.8 The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
- 7.9 The agency shall provide suitable under / over pass safe passage of wild animals at suitable places as per wildlife Institute of India as manual entitled eco-friendly measures to mitigate impacts of linear infrastructure of on wildlife in 2016.
- 7.10 User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.
- 7.11 The layout plan of the proposal shall not be changed without prior approval of Central Government.
- 7.12 No labour camp shall be established on the forest land
- 7.13 Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the laborer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.
- 7.14 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.
- 7.15 It Shall mandatory to provide underpass for safe crossing of wild animals
- (a) The underpass shall have a minimum size of width 4.00 mt and Height 3.00 mt.
 - (b) Wherever natural cross drainage works are in existence, then no need to construct new underpass subject to existing structure nearly complying above mentioned dimensions, as suggested in (a) above.
 - (c) Wherever natural cross drainage works are in existence but as per engineering requirement, it is required to reconstruct then that structure shall comply with the minimum dimensions as suggested in (a) above.
 - (d) Interval between such underpasses shall not be more than 2.00 km
- 7.16 No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
- 7.17 The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less.
- 7.18 The forest land shall not be used for any purpose other than that specified in the project proposal.
- 7.19 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.

7.20 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 Guideline F. No. 11-24/2017-FC dt 29/01/2018.

7.21 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.

7.22 The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).



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