

चेक लिस्ट क्रमांक संख्या 34

वन अधिकार मान्यता पत्र वितरण कि सूचि एवम कलेक्टर का अनापत्ति प्रमाण पत्र (यदि निर्जन हो तो भी प्रमाणित होगा) (भारत सरकार, पर्यावरण एवम वन मंत्रालय , नई दिल्ली का पत्र क्रमांक /F.No.11-9/1998-FC दिनांक 03.08.2009)

ग्राम सभा का ठहराव प्रस्ताव (Resolution) आवश्यक रूप से संलग्न करे -

वन अधिकार अधिनियम, 2006 के अंतर्गत कलेक्टर का अनापत्ति प्रमाण पत्र और ग्राम सभा का ठहराव प्रस्ताव के लिए आवेदन कर , प्रक्रिया शुरू कर दी गयी है , शीघ्र ही प्राप्त कर जमा किया जायेगा ।

MoEF&CC का आदेश क्रमांक F.No. 11-43/2013-FC दिनांक 26.02.2019 के अंतर्गत रेखीय परियोजना में Stage-II के समय जमा कर सकते है, - आदेश संलग्न है ।



PROJECT DIRECTOR
NHAI, PIU, Bilaspur (C.G.)

Government of India
Ministry of Environment, Forest and Climate Change
(FC Division)

Indira Paryavaran Bhawan
Jor Bagh Road, Aliganj
New Delhi-110003

Dated: 26th February
January, 2019

To,
The Principal Secretary/Secretary (Forests)
All States/UTs Governments

**Sub: Compliance of the Schedule Tribes and Other Traditional Forest Dwellers
(Recognition of Forest Rights) Act, 2006-regarding**

Sir,

I am directed to refer to Forest (Conservation) amendment Rules 2016 as amended on 06th March, 2017 wherein inter-alia it has been provided that:

(e) the District Collector shall

(i) complete the process of recognition and vesting of forest rights in accordance with the provisions of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 (2 of 2007) for the entire forest land indicated in the proposal.

(ii) obtain consent of each Gram Sabha having jurisdiction over the whole or a part of the forest land indicated in the proposal for the diversion of such forest land and compensatory and ameliorative measures, if any, having understood the purposes and details of diversion, wherever required; and

(iii) forward his findings in this regard to the Conservator of Forests

(f) the entire process referred to in clause (e) shall be completed by the District Collector within the time period stipulated in these rules for grant of in-principle approval under the Act to the proposal.

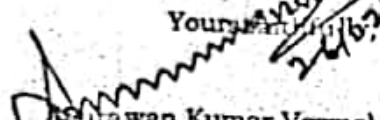
(g) the Conservator of Forests shall examine the factual details and feasibility of the proposal, carry out site inspection in case the area of forest land proposed to be diverted is more than forty hectares, and forward the proposal along with his recommendations to the Nodal Office.

I am also directed to refer to references/communications received from various State Governments seeking clarification on whether FRA certificate is to be submitted before Stage-II compliance or it has been submitted along-with proposal for seeking Stage-I approval.

It is clarified that within the time period stipulated for compliance of stage-I

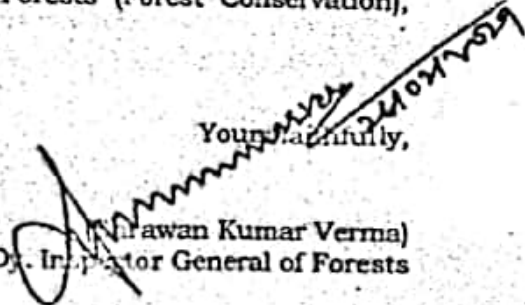
condition, Deputy Commissioner shall complete the process of compliance of FRA (including forwarding its findings to the concerned CF). Hence for the purpose of the MoEF&CC, as per the provision under Forest (Conservation) amendment rules, 2016, the compliance under FRA is not required for consideration of in-principle approval. This has to be furnished by the state Govt. for consideration of the proposal by the ministry for final approval.

In view of the above, the State Governments are requested to adhere the provisions contained in Forest (Conservation) Amendment Rules, 2016 for FRA purpose while forwarding the proposal for seeking prior approval under Section 2 of Forest(Conservation) Act, 1980 to this Ministry for consideration.

Yours faithfully,

 Dr. Indrawan Kumar Verma
 Dy. Inspector General of Forests

Copy to:

1. Prime Minister's Office
2. Secretary, Ministry of Mines, Government of India
3. Secretary, Ministry of Coal, Government of India
4. Secretary, Ministry of Petroleum and Natural Gas, Government of India
5. Principal Chief Conservator of Forests, all State/UT Governments
6. Nodal Officer, the Forest (Conservation) Act, 1980, all State/ UT Governments
7. All Regional Offices, Ministry of Environment, Forest and Climate Change (MoEF&CC), GoI.
8. Joint Secretary in-charge, Impact Assessment Division, MoEF&CC, GoI
9. All Assistant Inspector General of Forests/ Directors in the Forest Conservation Division, MoEF&CC, GoI/Director, ROHQ, MoEF&CC, GoI/TO(FC)/TO(ROHQ).
10. Sr. Director (Technical), NIC, MoEF&CC with a request to place a copy of the letter on website of this Ministry.
11. Sr. PPS to the Secretary, MoEF&CC
12. Sr. PPS to the Director General of Forest & Special Secretary, MoEF&CC, GoI
13. Sr. PPS to the Addl. Director General of Forests (Forest Conservation), MoEF&CC, GoI.

Yours faithfully,

 Dr. Indrawan Kumar Verma
 Dy. Inspector General of Forests

o/c

13/3/17



भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(राष्ट्रीय परिवहन और राजमार्ग मंत्रालय, भारत सरकार)
National Highways Authority Of India
(Ministry of Road Transport and Highways, Govt. of India)
राष्ट्रीय परिवहन विभाग, परिवहन कार्यालय इकाई, बिलासपुर
Office of Project Director, Project Implementation Unit, Bilaspur
डी-६१, एन.एच. ३०, १, अजिमेय चौक, एन.एच. ३० के पीछे बिल्डिंग, बिलासपुर (छ.प्र.)
D-61, NH-30, Plot-1, Ajimey Chowk, NH-30 Behind Building, Bilaspur (C.G.) 492001

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भारतमाला
एक ही वाद में

Undertaking For FRA Certificate 2006

National Highway Authority of India (NHAI), propose the Up gradation of Champa-Korba-Chhuri-Katghora Section of NH-149B in the state of Chhattisgarh Chhattisgarh. Package-I (0+00 to 38+150).

4.493 Ha of Forest land is proposed to be diverted into non-forestry purpose for above mention proposed project under Korba and Champa Forest Division in Korba & Janjgir-Champa District of Chhattisgarh State under FCA 1980.

NHAI Here by, gives the undertaking that certificate regarding FRA 2006 for above mention project has been initiated and the same will be submitted in due course of time. We are attaching application to initiate FRA 2006 certificate process and gram sabha certificate (Form B). Kindly consider the case for further process.

Date: 1/08/2017

Place: Bilaspur.

(Signature & Seal of Authorised Signatory)

PROJECT DIRECTOR
NHAI, P.U., Bilaspur (C.G.)