

ADDITIONAL PRINCIPAL CHIEF CONSERVATOR OF FORESTS AND NODAL OFFICER, MAHARASHTRA STATE, NAGPUR,
First Floor, 'B' Wing, Van Bhavan, Civil Lines, Nagpur-440001.

Sub:- Proposal for Re-diversion of 1.7830 ha. Forest land under section-2 of the Forest (Conservation) Act, 1980 for old Uran-Usar propane pipeline laying 12" dia Liquid Propane along with OFC in Tal. Alibag, Dist. Raigad in the State of Maharashtra (FP/MH/Pipeline/155620/2022)

To,
The Principal Secretary (Forests),
Revenue and Forest Department,
Mantralaya, Mumbai -32

2) The details of the forest land proposed for diversion are as under:- (P/30)

Sr. No	Item work purpose	District	Name of Village	Taluka	Survey/Gut No.	Old S.No./Gut No.	Compt. No.	Area (in ha.)	Legal Status	
1	Proposal for Re-division of 1.7830 ha. Forest land under section-2 of the Forest (Conservation) Act, 1980 for old Uran-USar propane pipeline laying 12'' dia Liquid Propane along with OFC in Tal. Alibag, Dist. Raigad in the State of Maharashtra	Raigad	Talashet	Alibag	42	34	--	0.0987	Protected Forest	
					64	51	--	0.0187	Restored Private Forest	
					68	58	--	0.0116	Protected Forest	
2					Dalvi Kharoshi	13	--	174	0.2843	Reserved Forest
3					Bopoli	23	--	--	0.0695	Finally Acquired Forest
						22	--	--	0.1667	Forest
						17	--	--	0.1655	Restored Private Forest
						37	--	--	0.0559	Reserved Forest
4					Beloshi	90,110,168	90,110,168	188A	0.5253	Reserved Forest
5					Kune	98 Pt.	--	173	0.3272	Forest
						152	49/3	--	0.0149	Private Forest pending on enquiry
						158	52	--	0.0447	
Total Forest area involved (in ha.)								1.7830		

3) Previously, the User Agency has submitted proposal for diversion of 22.792 ha. forest land for laying of Dabhol Panvel underground Natural Gas Pipeline in Raigad, pune and Ratnagiri districts in favour of Gas Authority of India Ltd., in Navi Mumbai of Maharashtra. The aforesaid proposal is already been accorded Stage-I approval vide Government of India letter dated 04/10/2006 and finally approval vide letter dated 20/11/2006. **(file P/63 to 61).**

Now, the Chief Manager (Construction), GAIL (India), Ltd., CBD Belapur, Navi Mumbai has submitted a proposal for Re-diversion of 1.7830 ha. Forest land under section-2 of the Forest (Conservation) Act, 1980 for Uran-Usar Propane pipeline laying 12" dia liquid propane pipeline along with OFC in Alibag Taluka, Raigad District in the State of Maharashtra. This project requires 1.7830 ha. Protected Forest, Reserved Forest, Restored Private Forest, Finally Acquired Forest, Private Forest (Pending for enquiry) land, therefore the project authority is seeking Government of India permission under Forest (Conservation) Act, 1980. There is no alternate alignment is available and the required forest land is barest minimum for proposed propane pipeline laying 12" dia Liquid Propane Pipeline along with OFC. Proposed alignment of road is site specific and there is no other suitable alternate alignment. **(P/64)**

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

- 4.1 The total non-forest involved in project is 7.6732 ha. **(P/31 to 32)**
- 4.2 The site inspection report of the Deputy Conservator of Forests, Alibag Forest Division, Alibag is enclosed on page **No.60 to 62.**
- 4.3 No alternate alignment is possible and the forest land required is lowest minimum demand. **(P/34)**
- 4.4 The area belongs to Eco-value class-I having density is 0.1 **(P/39).**
- 4.5 There is no tree felling involved in the project **(P/40)**
- 4.6 The area involved in the project does not form part of any existing National Park, Wildlife Sanctuary, Nature Reserve etc. **(P/38)**
- 4.7 Proposed project is not likely to affect any monumental site of cultural, historical, religious, archeological or recreational importance. **(P/37)**
- 4.8 There is no violation of Forest (Conservation) Act, 1980. **(P/35)**
- 4.9 Proposed project is 5.34 Km. away from the boundary of the Protected Area (Karnala Bird Sanctuary) and 3.32 Km. from the boundary fo the Eco-Sensitive Zone of Karnala Bird Sanctuary and 13.47 Km. away from the boundary of the Protected Area (Phansad Wildlife Sanctuary) and 13.22 Km. from the boundary of the Eco-Sensitive Zone of

Phansad Wildlife Sanctuary. Proposed area is not falling in Eco-Sensitive Zone of Karnala Bird Sanctuary and Phansad Wildlife Sanctuary (P/41)

4.10 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. (P/36)

4.11 No suitable alternate non forest land is available other than the forest land I area involved in area of 1.7830 ha. (P/42)

5.0 The User Agency has submitted an undertaking that:-

5.1 The User Agency has submitted an undertaking to defray the cost of Net Present Value. (P/70)

5.2 The User Agency has submitted an undertaking to defray the cost of Compensatory Afforestation. (P/68).

5.3 The User Agency shall submit compensatory afforestation as non forest land after Stage-I approval, if required.

5.4 The User Agency has submitted 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 final approval as per Government of India vide letter No.11-43/2013-FC, dt. 3/12/2018. (P/111).

5.5 The copy of the Administrative/ Technical Approval accorded by the Secretary, Petroleum and Natural Gas Regulatory Board vide letter No.PNGRB/Auth/3-PPPL(04)/2021, dated 04/02/2022. The copy of the same is enclose herewith on file page No.66.

5.6 The User Agency has submitted copy of the NoC from PWD/NHAI department. The same is enclosed on file page No.21 to 58

6.0 The Deputy Conservator of Forests, Alibag Forest Division, Alibag and the Chief Conservator of Forests (T), Thane have recommended the proposal for Re-diversion of 1.7830 ha. of Forest land. (P/20 to 23)

2.00 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: -

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

- 2.2 Forest land will be handed over only after required non-forest land for the project is handed over to the User Agency.
- 2.3 The User Agency shall submit compensatory afforestation as non-forest land after Stage-I approval, if required
- 2.4 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.

2.5 NPV:-

- a) The State Government shall charge the Net Present Value (NPV) for the 1.7830 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.
- 2.6 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.
- 2.7 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/>)
- 2.8 The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
- 2.9 The pipeline shall be laid down 1.5 meter below the ground and after lying down of pipe line the ground will be leveled.
- 2.10 The layout plan of the proposal shall not be changed without prior approval of Central Government.
- 2.11 No labour camp shall be established on the forest land.

- 2.12 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.
- 2.13 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.
- 2.14 No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
- 2.15 The forest land shall not be used for any purpose other than that specified in the project proposal.
- 2.16 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.
- 2.17 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.
- 2.18 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.
- 2.19 The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>)

3.0 Keeping in view facts mentioned in above para this proposal for Re-diversion of 1.7830 ha. Forest land under section-2 of the Forest (Conservation) Act, 1980 for old Uran-Usar propane pipeline laying 12" dia Liquid Propane along with OFC in Tal. Alibag, Dist. Raigad in the State of Maharashtra is recommended for approval under Forest (Conservation) Act, 1980.


(Naresh Zurmure)

Addl. Principal Chief Conservator of Forests
& Nodal Officer

Copy to the Additional Principal Chief Conservator of Forest, Mangrove Cell, Mumbai for information.

Copy to the Chief Conservator of Forest (T), Thane for information.

Copy to the Deputy Conservator of Forests, Alibag Forest Division, Alibag for formation.

Copy to the Chief Manager (Construction), GAIL India Ltd., CBD Belapur, Navi Mumbai-400614 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 Re-diversion of 1.7830 ha. Forest land under section-2 of the Forest (Conservation) Act, 1980 for old Uran-Usar propane pipeline laying 12" dia Liquid Propane along with OFC in Tal. Alibag, Dist. Raigad in the State of Maharashtra (FP/MH/Pipeline/155620/2022). The details of land proposed for diversion is as under-

Sr. No	Item work purpose	District	Name of Village	Taluka	Survey/Gut No.	Old S.No./Gut No.	Compt. No.	Area (in ha.)	Legal Status	
1	Proposal for Re-diversion of 1.7830 ha. Forest land under section-2 of the Forest (Conservation) Act, 1980 for old Uran-Usar propane pipeline laying 12'' dia Liquid Propane along with OFC in Tal. Alibag, Dist. Raigad in the State of Maharashtra	Raigad	Talashet	Alibag	42	34	--	0.0987	Protected Forest	
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						152	49/3	--	0.0149	
						158	52	--	0.0447	
Total Forest area involved (in ha.)								1.7830		

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

(Naresh Zurmure)

**Additional Principal Chief Conservator of Forests
& Nodal Officer**

Date: 26/02/2023

Place: Nagpur

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Proposal for Re-diversion of 1.7830 ha. Forest land under section-2 of the Forest (Conservation) Act, 1980 for old Uran-Usar propane pipeline laying 12" dia Liquid Propane along with OFC in Tal. Alibag, Dist. Raigad in the State of Maharashtra (FP/MH/Pipeline/155620/2022)

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 is for Re-diversion of 1.7830 ha. Forest land under section-2 of the Forest (Conservation) Act, 1980 for old Uran-Usar propane pipeline laying 12" dia Liquid Propane along with OFC in Tal. Alibag, Dist. Raigad in the State of Maharashtra (FP/MH/Pipeline/155620/2022) has been initiated by the Chief Manager (Construction) GAIL India Ltd., CBD Belapur, Navi Mumbai-400614 for seeking approval under FCA 1980.

2) The details of the forest land proposed for diversion are as under:- (P/30)

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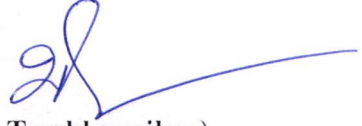
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(Shailesh G. Tembhurnikar)
Principal Chief Conservator of Forests
(Head of Forest Force)
Maharashtra State, Nagpur

(Sak
26/12/24

Approved
29/01/2024
OA