

PART -IV

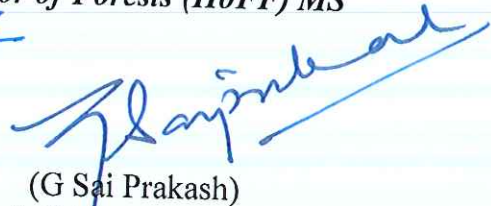
(To be filled by Nodal Officer or Principal Chief Conservator of Forests (Head of Forest Force))

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

Sub.- Proposal for diversion of 27.846 ha. of forest land for construction of 765 KV D/C Warora-Parli Transmission Line in Pandarkawada, Yavatmal and Pusad Forest Divisions in Yavatmal District and Hingoli Forest Division. The details of land proposed for diversion is as under-

Sr. No	Item of Work/ Purpose	Forest Division	Village	Tahsil	Survey No.	Compt . No	Area (in ha)	Legal Status	
1	765 KV D/C Transmission line	Pandharkawda	Vedshi	Relegaon	99	154	14.077	Reserve	
2			Rajurwadi	Ghatanji	108	10	1.136	Forest	
3			Varshi	Ghatanji	10	-	2.205	Revenue Forest	
		(Forest area involved in Pandharkawda Forest Division- Total= I)						17.418	Reserve Forest
4		Yavatmal	Daheli	Arni	133	20	3.293		
		(Forest area involved in Yavatmal Forest Division- Total= II)						3.293	
5		Pusad	Rajura	Mahagaon	22	436	1.763		
			Nandghavahan	Mahagaon	1	437	4.241		
		(Forest area involved in Pusad Forest Division- Total= III)						6.004	
6		Hingoli	Jamghavhan	Kalamnuri	20	516 B	1.131		
		(Forest area involved in Hingoli Forest Division- Total= IV)						1.131	
Grand Total = I +II=III+IV							27.846		
Specific recommendation of Principal Chief Secy									

Specific recommendation of Principal Chief Conservator of Forests (HoFF) MS Nagpur is attached on page no. XXxv to XXXX


(G Sai Prakash)

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

Date: 31/5/2017

Place: Nagpur

(24)

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

ADDITIONAL PRINCIPAL CHIEF CONSERVATOR OF FORESTS AND NODAL OFFICER, MAHARASHTRA STATE, NAGPUR,
First Floor, 'B' Wing, Van Bhavan, Civil Lines, Nagpur-440001.
Tel no. (0712) 2530166, 2556916, Fax no. (0712) 2550675 E-mail- apccfnodal@mahaforest.gov.in

Sub:- Proposal for diversion of 27.846 ha. of forest land for construction of 765 KV D/C Warora-Parli Transmission Line in Pandarkawada, Yavatmal and Pusad Forest Divisions in Yavatmal District and Hingoli Forest Division.

No. : Desk-17/NC/I/LD- / 567 /17-18
Nagpur - 440 001, Dated : 31/05/2017

To,

The Secretary (Forests),
Revenue & Forest Department,
Mantralya,
Mumbai - 400032.

The Senior Engineer, (TLC) Powergrid Parli Transmission Ltd. has submitted the proposal for diversion of 27.846 ha. of forest land for construction of 765 KV D/C Warora-Parli Transmission Line in Pandarkawada, Yavatmal and Pusad Forest Divisions in Yavatmal District and Hingoli Forest Division. The details of forest land proposed for diversion is as given below: -

Sr. No	Item of Work/ Purpose	Forest Division	Village	Tahsil	Survey No.	Compt. No	Area (in ha)	Legal Status	
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			Nandghavahan	Mahagaon	1	437	4.241		
		(Forest area involved in Pusad Forest Division- Total= III)						6.004	
6		Hingoli	Jamghavhan	Kalamnuri	20	516 B	1.131		
	(Forest area involved in Hingoli Forest Division- Total= IV)						1.131		
Grand Total = I +II=III+IV							27.846		

The forest land comprising of 14.077 ha in the proposal in Compartment no.154, survey no.99 in village Vedshi, Tal. Relegaon, Dist. Yavatmal belongs to FDCM Ltd. The N.O.C for the same has been given by the FDCM Ltd vide letter No.521, dt.11/5/2017.

The proposal has been initiated by Senior Engineer, (TLC) Powergrid Parli Transmission Ltd. for construction and laying of 765 KV D/C transmission line from Warora to Parli. NTPC Limited is establishing coal based Gadawara Super Thermal Power Station of 2 x 800 MW generation project at Gadawara, Narsinghpur District in the State of Madhya Pradesh. This transmission belt is very essential in order to facilitate import of power from Generation Hub at Gadawara STPS of NTPC to cater the requirement of State of Maharashtra. The project is administratively approved by Ministry of Power, Government of India vide letter No. 11/18/2014-PG (RECTPCL-Gadawara Part-B) dated 10/12/2014. The route for this transmission line as proposed by Senior Engineer, (TLC) Powergrid Parli Transmission Ltd., is only feasible route and the forest land required is the barest minimum. The total route length of the transmission line is 347 Kms, out of which 4.156 Km length is passing through Reserve Forest, Revenue Forest of 3 Villages under Pandharkawda Forest Division, 1 village in Yavatmal Forest Division, 2 villages in Pusad Forest Division and 1 village in Hingoli Forest Division. The total non forest area involved in the project is 2290.312 Ha. The B:C ratio of the project is 92.46:1. Site inspection reports by (i) Deputy Conservator of Forests, Pandharkawda Forest Division, Pandharkawda enclosed on page no. 69 to 70 (ii) Deputy Conservator of Forests, Yavatmal Forest Division, Yavatmal enclosed on page no. 71 to 73 (iii) Deputy Conservator of Forests, Pusad Forest Division, Pusad enclosed on page no. 74 and (iv) Divisional Forest Officer, Hingoli Forest Division, Hingoli enclosed on page no. 75.

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.

- 1) Prescribed form dated 10/01/2003.
- 2) Certificate regarding minimum demand of forest land for the project,
- 3) Area Statement,
- 4) Index map in suitable scale,
- 5) The forest area (i) 17.418 ha in Pandharkawda Forest Division belongs to Eco-value class-III having density of dense forest 0.6 to 0.7 (ii) 3.293 ha in Yavatmal Forest Division belongs to Eco-value class-III having density of dense forests 0.4 to 0.6 (iii) 6.004 ha in Pusad Forest Division belongs to Eco-value class-III coming under Southern tropical Dry deciduous forests and having density of open forests below 0.4 (iv) 1.131 ha in Hingoli Forest Division belongs to Eco-value class-III and having density of open and scrub forests 0.4.
- 6) The Deputy Conservator of Pandharkawda, Pandharkawda Forest Division, Pandharkawda, (ii) Deputy Conservator of Forests, Yavatmal Division, Yavatmal, (iii) Deputy Conservator of Forests, Pusad Division, Pusad and (iv) Divisional Forest Officer, Hingoli Forest Division, Hingoli have certified that no alternate alignment is possible and the forest land required is the barest minimum.

- 7) There is no violation of Forest (Conservation) Act, 1980 as certified by (i) Deputy Conservator of Pandharkawda, Pandharkawda Forest Division, Pandharkawda, (ii) Deputy Conservator of Forests, Yavatmal Division, Yavatmal, (iii) Deputy Conservator of Forests, Pusad Division, Pusad and (iv) Divisional Forest Officer, Hingoli Forest Division, Hingoli.
- 8) There are 3407 trees of various species and girth in the area proposed for diversion in Pandharkawda Forest Division, Yavatmal Forest Division, Pusad Forest Division and Hingoli Forest Division. Girth class wise abstract is given as under:-

Sr. No	Forest Division	Forest		No. of Trees	Trees/Ha (Density)	No. of Towers	Tree Felling			No of Trees For Pruning /Loping /Cutting
		Length	Area				For Tower	2 no strips of 10m	Total (Nos.)	
							F*67*67/10000*E	F*2*10*(416-67)/10000*E	(G+H)	
		KM	Ha	Nos	Nos/Ha	Nos	Nos	Nos		
	A	B	C	D	E	F	G	H	G+H	
1	Pandharkawada	2.600	17.418	3585	205.822	6	555	862	1417	2168
2	Yavatmal	0.491	3.293	1973	599.150	1	269	419	688	1285
3	Pusad	0.896	6.004	3353	558.461	2	502	780	1282	2071
4	Hingoli	0.169	1.131	20	17.683	1	8	12	20	0
Total		4.156	27.846	8931		10	1334	2073	3407	5524

- 9) The Project Authority has submitted an undertaking to defray the cost of Net Present Value of the forest land proposed for diversion.
- 10) The User Agency has agreed to defray the cost of compensatory afforestation over 55.692 ha degraded forest land.
- 11) The proposed area does not form part of any existing National Park, Wildlife Sanctuary, and Nature Reserve etc. as certified by the (i) Deputy Conservator of Pandharkawda, Pandharkawda Forest Division, Pandharkawda, (ii) Deputy Conservator of Forests, Yavatmal Forest Division, Yavatmal, (iii) Deputy Conservator of Forests, Pusad Forest Division, Pusad and (iv) Divisional Forest Officer, Hingoli Forest Division, Hingoli.
- 12) The Assistant Director, Archeological Department, Nagpur and the (ii) the Deputy Conservator of Pandharkawda, Pandharkawda Forest Division, Pandharkawda, (iii) Deputy Conservator of Forests, Yavatmal Division, Yavatmal, (iv) Deputy Conservator of Forests, Pusad Division, Pusad and (v) Divisional Forest Officer, Hingoli Forest Division, Hingoli have certified that proposed project is not likely to affect monumental site of cultural, historical, religious, archeological or recreational importance.
- 13) The Deputy Conservator of Pandharkawda, Pandharkawda Forest Division, Pandharkawda, (ii) Deputy Conservator of Forests, Yavatmal Forest Division, Yavatmal, (iii) Deputy Conservator of Forests, Pusad Forest Division, Pusad and (iv) Divisional Forest Officer, Hingoli Forest Division, Hingoli have certified that the proposed project is beyond 10 km from the boundary of Protected Area.

- 14) The Deputy Conservator of Pandharkawda, Pandharkawda Forest Division, Pandharkawda, (ii) Deputy Conservator of Forests, Yavatmal Forest Division, Yavatmal, (iii) Deputy Conservator of Forests, Pusad Forest Division, Pusad and (iv) Divisional Forest Officer, Hingoli Forest Division, Hingoli have certified that 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.
- 15) The Deputy Conservator of Forests, Pusad Forest Division, Pusad and the Divisional Forest Officer, Hingoli Forest Division, Hingoli have given suitability certificate for (53.430 ha. + 2.262 ha) = 55.692 ha degraded forest land in (i) Area 53.430 ha in Reserve Forest Comptt, no.774, Survey no.56, Survey no.57, Survey no.58, Survey no.59, Survey no.60 and Survey no.61 of village Rohana, Tal. Digras, Dist. Yavatmal and is suitable for afforestation and free from encroachment (ii) Area 2.262 ha in Reserve Forest Comptt no. 475 A, Coup no. II, Gut no.26/2 of Bhategaon Beat under Hingoli Range and it is contiguous to forest area, suitable for afforestation and free from encroachment and encumbrances.
- 16) The User Agency has submitted the certificates of Collector, Yavatmal and Collector Hingoli under Schedule Tribes and Other Traditional Forest Dweller's (Recognition of Forest Rights) Act 2006 issued vide their letters No.AK/WS/425/2017, dt. 25/5/2017 and letter No. WS/land/1-CR-33, dt.21/3/2017 in prescribed format Form- I as per Government of India guidelines dated 5/7/2013.
- 17) The Deputy Conservator of Pandharkawda, Pandharkawda Forest Division, Pandharkawda, (ii) Deputy Conservator of Forests, Yavatmal Forest Division, Yavatmal, (iii) Deputy Conservator of Forests, Pusad Forest Division, Pusad (iv) Divisional Forest Officer, Hingoli Forest Division, Hingoli and the Chief Conservator of Forests (T), Yavatmal Circle have recommended the proposal for diversion of 27.846 ha. of forest land.


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

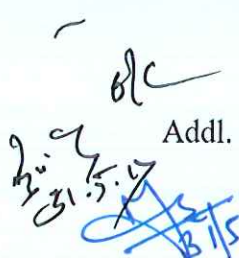
- i) The legal status of the land required will remain unchanged.
- ii) Compensatory afforestation will be raised at the cost of the User Agency on 55.692 ha. over degraded forest land (i) Area 53.430 ha in Reserve Forest Comptt, no.774, Survey no.56, Survey no.57, Survey no.58, Survey no.59, Survey no.60 and Survey no.61 of village Rohana, Tal. Digras, Dist. Yavatmal (ii) Area 2.262 ha in Reserve Forest Comptt no. 475 A, Coup no. II, Gut no.26/2 of Bhategaon Beat under Hingoli Range.
- iii) The forest land shall not be used for any purpose other than specified in the project.
- iv) The User Agency will defray the cost of Net Present Value of area 27.846 ha of the forest land proposed for diversion.
- v) The Project Authority will defray the additional/revised cost of Net Present Value of forest land as per the latest guidelines of Government of India
- vi) The User Agency will defray the cost of removal of (Pandharkawda Forest Division 1417 + Yavatmal Forest Division 688 + Pusad Forest Division 1282 + Hingoli Forest Division 20) = 3407 trees in the area proposed for diversion. However, only the required and minimum number of trees will be felled.

- vii) If in future, the need arises for felling, pruning or pollarding of any standing trees under the transmission line for maintenance, the User Agency shall obtain necessary permission as per existing guidelines.
- viii) The User Agency will pay the cost of raising herbaceous/ shrubby medicinal plants under the transmission lines including its nursery and planting cost, wherever feasible in accordance with the scheme prepared by Forest Department.
- ix) Width of right of way for the transmission line shall be limited to 67 m.
- x) All conditions as stipulated in the guidelines under Forest (Conservation) Act, 1980 shall be strictly followed.
- xi) The user agency shall install circuit breakers at suitable places besides maintaining necessary ground clearance to prevent electrocution of wild animals;
- xii) All necessary precautions should be taken to protect the area from fire.
- xiii) All other conditions as may be mandatory under relevant Acts, Rules and guidelines shall be complied with by the user agency.

It is therefore, requested that Government of India may kindly be moved for approving the Proposal for diversion of 27.846 ha. of forest land for construction of 765 KV D/C Warora-Parli Transmission Line in Pandarkawada, Yavatmal and Pusad Forest Divisions in Yavatmal District and Hingoli Forest Division., under section 2 (ii) of the Forest (Conservation) Act, 1980.

Encl. :- Proposal 3 copies


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



Copy to The Chief Conservator of Forests (Territorial) Yavatmal for information.
 Copy to Deputy Conservator of Forests, Yavatmal/Pandharkawada Division for information.
 Copy to The Senior Engineer, (TLC) Powergrid Parli Transmission Ltd. for information.

Proposal for diversion of 27.846 ha. of forest land for construction of 765 KV D/C Warora-Parli Transmission Line in Pandarkawada, Yavatmal and Pusad Forest Divisions in Yavatmal District and Hingoli Forest Division.

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

- 1) The Proposal is for diversion of 27.846 ha. of forest land under Forest (Conservation) Act, 1980 for construction and laying of 765 KV D/C transmission line from Warora to Parli. The details of forest land proposed for diversion are as under-

Sr. No	Item of Work/ Purpose	Forest Division	Village	Tahsil	Survey No.	Compt . No	Area (in ha)	Legal Status	
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Grand Total = I +II=III+IV							27.846		

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- 2) The forest area (i) 17.418 ha in Pandharkawda Forest Division belongs to Eco-value class-III having density of dense forest 0.6 to 0.7 (ii) 3.293 ha in Yavatmal Forest Division belongs to Eco-value class-III having density of dense forests 0.4 to 0.6 (iii) 6.004 ha in Pusad Forest Division belongs to Eco-value class-III coming under Southern tropical Dry deciduous forests and having density of open forests below 0.4 (iv) 1.131 ha in Hingoli Forest Division belongs to Eco-value class-III and having density of open and scrub forests 0.4.
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		KM	Ha	Nos	Nos/Ha	Nos	Nos	Nos		
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- 6) The Project Authority has submitted an undertaking to defray the cost of Net Present Value of the forest land proposed for diversion.
- 7) The User Agency has agreed to defray the cost of compensatory afforestation over 55.692 ha degraded forest land.
- 9) The proposed area does not form part of any existing National Park, Wildlife Sanctuary, and Nature Reserve etc. as certified by the (i) Deputy Conservator of Pandharkawda, Pandharkawda Forest Division, Pandharkawda, (ii) Deputy Conservator of Forests, Yavatmal Forest Division, Yavatmal, (iii) Deputy Conservator of Forests, Pusad Forest Division, Pusad and (iv) Divisional Forest Officer, Hingoli Forest Division, Hingoli.
- 10) The Assistant Director, Archeological Department, Nagpur and the (ii) the Deputy Conservator of Pandharkawda, Pandharkawda Forest Division, Pandharkawda, (iii) Deputy Conservator of Forests, Yavatmal Division, Yavatmal, (iv) Deputy Conservator of Forests, Pusad Division, Pusad and (v) Divisional Forest Officer, Hingoli Forest Division, Hingoli have certified that proposed project is not likely to affect monumental site of cultural, historical, religious, archeological or recreational importance.
- 11) The Deputy Conservator of Pandharkawda, Pandharkawda Forest Division, Pandharkawda, (ii) Deputy Conservator of Forests, Yavatmal Forest Division, Yavatmal, (iii) Deputy Conservator of Forests, Pusad Forest Division, Pusad and (iv) Divisional Forest Officer, Hingoli Forest Division, Hingoli have certified that the proposed project is beyond 10 km from the boundary of Protected Area.
- 12) The Deputy Conservator of Pandharkawda, Pandharkawda Forest Division, Pandharkawda, (ii) Deputy Conservator of Forests, Yavatmal Forest Division, Yavatmal, (iii) Deputy Conservator of Forests, Pusad Forest Division, Pusad and (iv) Divisional Forest Officer, Hingoli Forest Division, Hingoli have certified that 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.
- 13) The Deputy Conservator of Forests, Pusad Forest Division, Pusad and the Divisional Forest Officer, Hingoli Forest Division, Hingoli have given suitability certificate for (53.430 ha. + 2.262 ha) = 55.692 ha degraded forest land in (i) Area 53.430 ha in Reserve Forest Comptt, no.774, Survey no.56, Survey no.57, Survey no.58, Survey no.59, Survey no.60 and Survey no.61 of village Rohana, Tal. Digras, Dist. Yavatmal and is suitable for afforestation and free from encroachment (ii) Area 2.262 ha in Reserve Forest Comptt no. 475 A, Coup no. II, Gut no.26/2 of Bhategaon Beat under Hingoli Range and it is contiguous to forest area, suitable for afforestation and free from encroachment and encumbrances.
- 14) The User Agency has submitted the certificates of Collector, Yavatmal and Collector Hingoli under Schedule Tribes and Other Traditional Forest Dweller's (Recognition of Forest Rights) Act 2006 issued vide their letters No.AK/WS/425/2017, dt. 25/5/2017 and letter No. WS/land/1-CR-33, dt.21/3/2017 in prescribed format Form- I as per Government of India guidelines dated 5/7/2013.

- 15) The Deputy Conservator of Pandharkawda, Pandharkawda Forest Division, Pandharkawda, (ii) Deputy Conservator of Forests, Yavatmal Forest Division, Yavatmal, (iii) Deputy Conservator of Forests, Pusad Forest Division, Pusad (iv) Divisional Forest Officer, Hingoli Forest Division, Hingoli and the Chief Conservator of Forests (T), Yavatmal Circle have recommended the proposal for diversion of 27.846 ha. of forest land.

In view of this, the proposal is recommended for approval under section - 2 (ii) of FCA-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 the User Agency on 55.692 ha. over degraded forest land (i) Area 53.430 ha in Reserve Forest Comptt, no.774, Survey no.56, Survey no.57, Survey no.58, Survey no.59, Survey no.60 and Survey no.61 of village Rohana, Tal. Digra, Dist. Yavatmal (ii) Area 2.262 ha in Reserve Forest Comptt no. 475 A, Coup no. II, Gut no.26/2 of Bhategaon Beat under Hingoli Range.
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- iv) The User Agency will defray the cost of Net Present Value of area 27.846 ha of the forest land proposed for diversion.
- v) The Project Authority will defray the additional/revised cost of Net Present Value of forest land as per the latest guidelines of Government of India
- vi) The User Agency will defray the cost of removal of (Pandharkawda Forest Division 1417 + Yavatmal Forest Division 688 + Pusad Forest Division 1282 + Hingoli Forest Division 20) = 3407 trees in the area proposed for diversion. However, only the required and minimum number of trees will be felled.
- vii) If in future, the need arises for felling, pruning or pollarding of any standing trees under the transmission line for maintenance, the User Agency shall obtain necessary permission as per existing guidelines.
- viii) The User Agency will pay the cost of raising herbaceous/ shrubby medicinal plants under the transmission lines including its nursery and planting cost, wherever feasible in accordance with the scheme prepared by Forest Department.
- ix) Width of right of way for the transmission line shall be limited to 67 m.
- x) All conditions as stipulated in the guidelines under Forest (Conservation) Act, 1980 shall be strictly followed.
- xi) The user agency shall install circuit breakers at suitable places besides maintaining necessary ground clearance to prevent electrocution of wild animals;
- xii) All necessary precautions should be taken to protect the area from fire.
- xiii) All other conditions as may be mandatory under relevant Acts, Rules and guidelines shall be complied with by the user agency.


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