

GOVERNMENT OF ATUNACHAL PRADESH
DEPARTMENT OF ENVIRONMENT & FORESTS
ITANAGAR

No.FOR.3-122/Cons/2010/Pt-I// 610-14

Dated Itanagar, the 10th April'15

To,
The Commander,
HQ,756 BRTF
Pin-930756
C/o 99 APO

Sub:Proposal for diversion of 25.00 ha of forestland for construction of Joram-Koloriang Road from 138.00 km to 158.00 km by BRTF in Kurung Kumey Dist of Arunachal Pradesh .

Sir,

In pursuance to the Ministry of Enviroment, Forests and Climate Change's letter No. 11-246/2014-FC dtd. 04/07/2014 and after careful consideration of the proposal and due fulfillment of all the stipulated condition of Stage-I approval, forest clearance (Stage-II approval) under Section 2 of the Forest (Conservation) Act'1980 for diversion of 25.00 ha of forestland for construction of Joram-Koloriang Road from 138.00 km 158.00km by BRTF in Kurung Kumey Dist of Arunachal Pradesh is hereby granted since the proposed road is within the 100 km of aerial distance from LAC as certified by the User Agency subject to the following conditions:

1. The legal status of the forest land shall remain unchanged.
2. The User Agency shall obtain the Environmental Clearance as per the provisions of the Environment (Protection) Act, 1986, if required.
3. The User Agency will have to obtain the Forest (Conservation) Act, 1980 clearance for stone, river sand, river boulders in forest land, if necessary.
4. Forest land to be used for construction/widening of the roads shall be restricted to the bare minimum and shall be used only when it is unavoidable. The concerned Divisional Forest Officer shall certify to this effect.
5. User Agency shall be responsible for any loss to the flora/fauna in the surroundings and therefore, shall take all possible measures to conserve the same.
6. Forest land utilized for construction or widening of the road shall not be used for any purpose other than that specified in this approval. Any change in the land use without prior permission of the Central Government shall amount to the violation of Forests (Conservation) Act, 1980. Request of such changes shall be made to the Regional Office by the Nodal Officer (Forest Conservation) of the State/Union Territory.
7. The compensatory Afforestation (CA) shall be carried out over equivalent area diverted i.e.25.00 ha in degraded community forest land identified at Tapey Hapa VFR under Palin Administrative Circle, Kurung Kumey District as per the fund deposited by the User Agency & scheme furnished by the State Govt. The species planted should be indigenous and Medicinal Plants/Shrubs/Herbs (about 20%).
8. The non-forest community land transferred and mutated in favour of the State Forest Department shall be notified by the State Government as Reserve Forest/Protected Forest under Section-4 or PF under Section-29 of the Indian Forest Act, 1927 or under the relevant Section (s) of the local Forest Act latest within a period of six months from the date of issue of Stage-II approval. The Nodal Officer shall report compliance in this regard along with a copy of the original notification declaring the non-forest community land under Section 4 or Section 29 of the Indian Forest Act, 1927 or under the relevant Section (s) of the local Forest Act as the case may be, within the stipulated period to the Central Government for information and record.
9. Wherever possible and technically feasible, the user agency shall undertake afforestation measures/avenue plant along the roads within the area diverted under this approval, in consultation with the State Forest Department at the project cost.
10. The tree felling shall be done, only, when it is unavoidable under strict supervision of the State Forest Department.
11. No labour camp shall be established inside the forest area

GOVT OF INDIA
Ministry of Environment And Forests
Regional Office, Shillong

12. The User Agency shall provide fuel wood, preferably alternate fuel, to the labourers working at the site to avoid damage/feeling of trees or buy the fuel wood from the extracted timber from the Forest Department to be used by labourers.
13. The muck dumping area shall be stabilized and plantation of suitable species preferably indigenous Medicinal Plants/Shurbs/Herbs shall be carried out over stabilized dumps on the cost of the user agency under the supervision of State Forest Department.
14. The designing of the culverts/bridges, over the natural streams/rivers/canals should be done at the cost being borne by Project Proponent and in such a manner that it does not hamper the natural course of the water, does not give rise to water-logging, and also does not hamper movement of wild animals.
15. All site specific engineering structures like retaining walls, breast wall and drainage at the cost being borne by Project Proponent and shall be constructed to avoid any soil erosion and for slope stability of the concerned hills.
16. The proposal will be implemented under the overall supervision of the Divisional Forest Officer, Kurung Kumey Forest Division, Koloriang..
17. In case of any violation of the stipulated conditions immediate action is to be taken by the Forest Department as per Ministry's letter No.5-5/86/FC dtd 07/12/1999 and this office letter No.2-1-51/2004/RONE/Vol-II/3181-02 dtd 28/12/2006.
18. The layout of the plan of the proposal shall not be changed without the prior approval of the Central Government.
19. The User Agency shall submit an annual self-compliance report to this office and RO, Shillong..
20. The project proponent shall publish entire forest clearance granted in verbatim in two widely circulated daily newspapers, one in vernacular language and the other in english language so as to make people aware of the permission granted to the project proponent for use of forest land for non-forest purposes.
21. A copy of the forest clearance order shall be sent by the proponent to concerned heads of Local Bodies, Panchayat, Zilla Parishad and Municipal Bodies in addition to the relevant offices of the Government who in turn has to display the same for 30 days from the date of receipt.
22. Permission accorded by the State Government shall be subject to the monitoring by the concerned Regional Office, MoEF & CC, GOI.
23. This approval may be revoked if the above conditions of approval is not complied to the satisfaction of the North Eastern Regional Office, Shillong/State Govt.
24. State Forest Department/State Government or the concerned Regional Office may impose from time to time any other condition in the interest of conservation, protection and/or development of forests
25. This approval is being given under the general approval given by Ministry of Environment, Forests & Climate Change, GoI vide their letter No.11-246/2014-FC dtd. 04/07/2014

You are, therefore, allowed to use the diverted forestland strictly for construction of the road as proposed and approved subject to the fulfillment of conditions mentioned above.

Yours faithfully,

(C. D. Singh)
Chief Conservator of Forests (Cons)
& Nodal Officer (FCA).

70

Copy to:

1. The Addl.Principal Chief Conservator of Forests (Central), Govt. of India, Ministry of Environment & Forests, North Eastern Regional Office, LAW-U-SIB, Lumbatngen, Near M.T.C. Workshop, Shillong-793 021 w.r.t letter No. 3-ANC 089/2012-SHI dtd. 15/04/2013 for information.
2. The Inspector General of Forest, Govt. of India, Ministry of Environment & Forests (FC Division), Indira Paryavaran Bhawan, Jorbagh Road, New Delhi-110003.
3. The Chief Conservator of Forest, WAC, Banderdewa for information. He is requested to ensure that all the conditions mentioned above are strictly complied with by the User Agency and there is no deviation from the purpose and also no violation of the provision of F (C) Act, 1980 takes.
4. The Divisional Forest Officer, Kurung Kumey Forest Division for information. The BRTF authority may be allowed to use the land in question strictly for the purpose as approved. He will ensure that all the conditions mentioned above are strictly complied with by the User Agency and there is no deviation from the actual purpose of utilization of forest land and also no violation of the provisions of the Forest (Conservation) Act, 1980 takes place. His special attention is drawn to the conditions mentioned at Sl.No.10 above. While marking the trees, it should be ensured that the minimum number of unavoidable trees actually required to be felled are marked for felling. The felling to be strictly done under the supervision of the department.



(C. D. Singh)
Chief Conservator of Forests (Cons)
& Nodal Officer (FCA).