

F. No. 11-9/ 98-FC
Government of India
Ministry of Environment and Forests
(FC Division)

Paryavaran Bhawan,
CGO Complex, Lodhi Road,
New Delhi - 110 510.
Dated: 16th June, 2011

To

The Principal Secretary (Forests),
All States / Union Territory Governments except Jammu and Kashmir

Sub: General approval under Section-2 of the Forest (Conservation) Act, 1980 for diversion of forest land for creation of critical public utility infrastructure by Government Departments involving not more than 5.00 ha of forest land in each case in 60 Left Wing Extremism affected districts -*reg.*

Sir,

I am directed to refer to this Ministry's letter of even number dated 13.05.2011, wherein this Ministry in partial modification of its earlier letter of even number dated 03.11.2010 further relaxed the existing general approval under Section-2 of the Forest (Conservation) Act, 1980 for diversion of forest land for creation of critical public utility infrastructure by Government Departments from 2.00 ha. of forest land in each case to 5.00 ha. of forest land in each case in 60 (sixty) Left Wing Extremism affected districts, and to say that in partial modification of the condition indicated at sl. No. (ii) and (iv) at page -2 of the said letter dated 13.05.2011, no compensatory afforestation in lieu of the forest land diverted in accordance with the said general approval shall be insisted upon.

I am further directed to say that all those proposals where decision on diversion of forest land could be taken by the State Government in accordance with the said general approval, but have already been submitted to this Ministry or its Regional Offices and the decision on diversion of forest land indicated in these proposals has not been taken by the Ministry or its Regional Offices so far, will be returned back to the respective State/ UT Governments for taking decision in accordance with the said general approval.

Yours faithfully,

(H.C. Chaudhary)
Assistant Inspector General of Forests

Copy to:-

1. The Director, Prime Minister's Office, New Delhi for kind information.
2. The Secretary (Coordination), Cabinet Secretariat, New Delhi.
3. The Secretary, Ministry of Home Affairs, New Delhi.
4. The Member-Secretary, Planning Commission, New Delhi.
5. The Secretary, Ministry of Rural Development, New Delhi.
6. The Secretary, Ministry of Tribal Affairs, New Delhi.

7. PCCFs / Nodal Officers, all State/UT Governments except Jammu and Kashmir.
8. All Regional Offices, Ministry of Environment & Forests.
9. Director General of Police, All State/UT Governments except Jammu and Kashmir.
10. All Assistant Inspector General of Forests in Forest Conservation Division, MoEF.
11. Dy. Secretary, R.O. (HQ), Ministry of Environment & Forests, New Delhi.
12. File No. 2-1/2003-FC.
13. Guard File.


(H.C. Chaudhary)
Assistant Inspector General of Forests

F. No. 11-W/98-PC
Government of India
Ministry of Environment and Forests
(PC Division)

Paryavaram Bhawan,
CGO Complex, Lodhi Road,
New Delhi - 110 510
Dated: 17th May, 2013

To
The Principal Secretary (Forests),
All State / Union Territory Governments

Subj: General approval under section-2 of the Forest (Conservation) Act, 1980 for diversion of forest land for creation of critical public utility infrastructure by Government Departments involving not more than 5.00 hectares of forest land in each case in Left Wing Extremism (LWE) affected districts-reg.

Sir,
I am directed to refer to this Ministry's letters of even number dated 13th May 2011 and 10th December 2012 read with this Ministry's letter of even number dated 16th June 2011, on the above-mentioned subject, wherein this Ministry accorded general approval under section-2 of the Forest (Conservation) Act, 1980 for diversion of forest land for creation of critical public utility infrastructure of 13 categories, specified in this Ministry's said letter dated 13th May 2011, by Government departments involving not more than 5.00 hectares of forest land, in each case in 82 Left Wing Extremism (LWE) affected districts identified by the Planning Commission and the Ministry of Home Affairs for implementation of the Integrated Action Plan (IAP). This Ministry vide its letter of even number dated 1st February 2013 extended the said general approval to all category of public roads and quarrying of materials used in construction of public roads.

This Ministry has received representation from the Ministry of Home Affairs to extend the said general approval to the remaining 35 LWE affected districts, from among the 106 districts selected under the Security Related Expenditure (SRE) Scheme being implemented by the Ministry of Home Affairs, which have so far not been selected for implementation of the IAP.

The matter has been examined in this Ministry and after careful consideration this Ministry hereby decides to extend the general approval under section-2 of the Forest (Conservation) Act, 1980 for diversion of forest land for creation of critical public utility infrastructure of 13 categories, specified in this Ministry's said letter dated 13th May 2011 and all the categories of public roads and quarrying of materials used in construction of public roads, as provided in this Ministry's letter of even number dated 1st February 2013, to the said 35 districts. Details of these 35 districts are annexed.

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10/5/13

The general approval to the above-indicated 35 districts shall be subject to fulfillment of the conditions stipulated by this Ministry in its letter of even number dated 13th May-2011 read with this Ministry's letter of even number dated 16th June 2011.

This issues with the approval of the competent authority.

Yours faithfully,

(H.C. Chaudhary)
Assistant Inspector General of Forests

Copy to:-

1. The Secretary, Ministry of Home Affairs, Government of India, New Delhi.
2. Secretary, Ministry of Road Transport and Highways, Government of India, New Delhi.
3. The Secretary (Coordination), Cabinet Secretariat, New Delhi.
4. The Member-Secretary, Planning Commission, Government of India New Delhi.
5. The Secretary, Ministry of Rural Development, Government of India, New Delhi.
6. Principal Chief Conservator of Forests, all State/UT Governments.
7. Nodal Officer, the Forest (Conservation) Act, 1980, all State/UT Governments.
8. All Regional Offices, Ministry of Environment & Forests.
9. Joint Secretary in-charge, Impact Assessment Division, MoEF.
10. All Assistant Inspector General of Forests/ Director in the Forest Conservation Division, MoEF.
11. Director R.O. (HQ), Ministry of Environment & Forests, New Delhi.
12. Sr. Director (Technical), NIC, MoEF with a request to place a copy of the letter on website of this Ministry.
13. Sr. IPS to the Secretary, Environment and Forests.
14. Sr. IPS to the Director General of Forests & Special Secretary, MoEF.
15. Sr. IPS to the Addl. Director General of Forests (Forest Conservation), MoEF.
16. PS to the Inspector General of Forests (Forest Conservation), MoEF.
17. Guard File.

(H.C. Chaudhary)
Assistant Inspector General of Forests

Annexure

Details of 35 LWE Affected Districts From Among the 106 Districts Selected Under the Security Related Expenditure (SRE) Scheme Being Implemented by the Ministry of Home Affairs, Which Have So Far Not Been Selected For Implementation of the LAP

Andhra Pradesh	Chhattisgarh	Maharashtra
1. Anantapur 2. Guntur 3. Kurnool 4. Medak 5. Melthosoburgar 6. Nalgonda 7. Prakasam 8. Nizamsabad	20. Dhamtari 21. Mahasamund 22. Garhshaband 23. Balod 24. Sukma 25. Kondagaon 26. Baltrapur Thakshband 27. Dhambad 28. Dumba 29. Deoghar 30. Fakur	31. Chandrapur 32. Akuri Orissa 33. Chendawal 34. Bargarh West Bengal 35. Birbhum

(H.C. Chaudhary)
Assistant Inspector General of Forests

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F. No. 11-598-FC
Government of India
Ministry of Environment and Forests
(FC Division)

Paryojan Bhawan,
CGO Complex, Lodhi Road,
New Delhi - 110 510
Date: 23rd May, 2011

To

The Principal Secretary (Forests),
All States / Union Territory Governments except Jammu and Kashmir

Sub: General approval under Section-2 of the Forest (Conservation) Act, 1980 for diversion of forest land for creation of critical public utility infrastructure by Government Departments involving not more than 5.00 ha of forest land in each case in 60 Left Wing Extremism affected districts -reg.

Sr.

I am directed to refer to this Ministry's letter of even number dated 03.11.2010, wherein this Ministry accorded General approval under Section-2 of the Forest (Conservation) Act, 1980 for diversion of forest land for certain activities to be carried out by the Government Departments involving not more than 2.00 ha of forest land, and to say that this Ministry has received requests from various State Governments to increase the threshold limit for diversion of forest land for creation of critical public utility infrastructure by Government Department in 60 (sixty) Left Wing Extremism affected districts identified by the Planning Commission and the Ministry of Home Affairs from 2.00 ha. of forest land in each case to 5.00 ha. of forest land in each case. The Ministry of Home Affairs and the Planning Commission have also supported the said demand.

Accordingly, I am directed to say that in partial modification of this Ministry's said letter of even number dated 03.11.2010, to facilitate expeditious creation of the critical public utility infrastructure in 60 (sixty) Left Wing Extremism affected districts, the existing general approval under Section-2 of the Forest (Conservation) Act, 1980 for diversion of forest land for creation of critical public utility infrastructure by Government Departments is further relaxed to diversion of not more than 5.00 ha. of forest land in each case, in these districts. The activities covered under the General approval are as below:

1. Schools,
2. Dispensaries/Hospitals,
3. Electrical and Telecommunication Lines,
4. Drinking Water,
5. Water/Rain Water Harvesting Structures,
6. Minor Irrigation Canal,
7. Non Conventional Sources of Energy,
8. Skill up Graduates/Vocational Training Center,
9. Power Sub-stations,

समिति तथा अल्पसंख्यकों के
 से के विकास-योजना हेतु निम्न
 व बालन प्रतिवेदन पर वर्षों
 के विभिन्न जनकल्याणकारी
 अल्पसंख्यक समुदाय के

राष्ट्रीय अल्पसंख्यक
 से राजी अहमद
 निम्न निम्न निम्न
 सर्वसम्मति से
 सदन सदन
 समिति
 के के के

10. Rural roads
11. Communication Posts;
12. Police establishments like Police Stations / Outposts / Border Outposts / Watch Towers in sensitive area (identified by Ministry of Home Affairs) and
13. Underground laying of optical fibre cables, telephone lines & drinking water supply lines.

The General Approval shall be subject to fulfillment of the following conditions:

- (i) It shall be applicable to only 60 Left Wing Extremism affected districts identified by the Planning Commission and the Ministry of Home Affairs (List enclosed);
- (ii) All the terms and conditions stipulated by this Ministry in its letters of even number dated 08.01.2005 and 11.09.2009, wherein this Ministry accorded general approval under the Forest (Conservation) Act, 1980 for creation of the public utility infrastructure by Government Departments;
- (iii) All the terms and conditions stipulated by this Ministry in its letters of even number dated 16.10.2000 and 08.04.2005, wherein this Ministry accorded general approval under the Forest (Conservation) Act, 1980 for underground laying of optical fibre cables, telephone lines and drinking water supply lines;
- (iv) The State Government shall realize cost of cost to raise compensatory afforestation and NRV at the rates as applicable in each case as per the guidelines issued by this Ministry and transfer the same to the Ad-hoc CAMPA;
- (v) A copy of the each approval accorded by the State/UT Government under the general approval shall be enclosed to the concerned Regional office of the Ministry and the CEO, Ad-hoc CAMPA for their information and record;
- (vi) The State/Government shall follow the procedure for processing such cases stipulated in the Forest (Conservation) Rule, 2003;
- (vii) The instant general approval is not applicable to the diversion of forest land in protected areas;
- (viii) The each State/UT Government shall submit the six monthly reports for the period ending on 30th June and 31st December containing details of all forest land diverted under the general approval accorded by this Ministry along with the status of the actual utilization of the forest land so diverted for the stated purpose; and

- (ix) The general approval shall be valid till 31.12.2015.

Encl. At above

Yours faithfully,

(Dr. C. Chaudhary)
 Additional Secretary (Forest)