



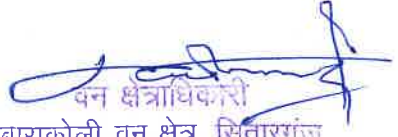
परियोजना का नाम: Improvement and up-gradation of NH-74 (New NH-30) stretch from Bareilly to Sitarganj under Bharatmala Pariyojana Lot-4/Package-2 in the state of Uttar Pradesh and Uttarakhand

वन अधिकार अधिनियम सर्टिफिकेट को उपलब्ध करने के संबंध में शपथ पत्र

प्रमाणित किया जाता है कि ऊपरी परियोजना "Improvement and up-gradation of NH-74 (New NH-30) stretch from Bareilly to Sitarganj under Bharatmala Pariyojana Lot-4/Package-2 in the state of Uttar Pradesh and Uttarakhand" हेतु वन अधिकार अधिनियम सर्टिफिकेट Stage-II clearance से पूर्व प्राप्त कर कार्यालय को उपलब्ध करा दिया जायेगा।

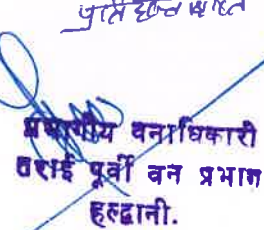

अनन्त कुमार शर्मा
राजस्व उप निरीक्षक
तहसील-सितारगंज


सब प्रभागीय वनाधिकारी
सितारगंज
बराई पूर्वी वन प्रभाग हल्द्वानी


वन क्षेत्राधिकारी
बाराकोली वन क्षेत्र, सितारगंज
तराई पूर्वी प्रभाग, हल्द्वानी




परियोजना निदेशक
भारतीय राष्ट्रीय राजमार्ग प्राधिकरण
परियोजना कार्यान्वयन इकाई, बरेली (उ००४)
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प्रमोद कुमार राजेसी


सब प्रभागीय वनाधिकारी
बराई पूर्वी वन प्रभाग
हल्द्वानी.

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

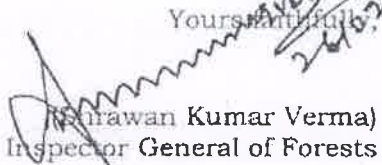
वन क्षेत्राधिकारी
बाराकोली वन क्षेत्र, सितारगंज
तराई पूर्वी प्रभाग, इन्दौर

परियोजना निदेशक
भारतीय वन विभाग
परियोजना निदेशक, वन विभाग

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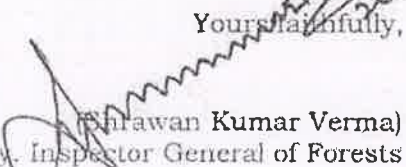
condition, Deputy Commissioner shall complete the process of compliance of FRA (including forwarding its findings to the concerned CF). Hence for the purpose of the MoEF&CC, as per the provision under Forest (Conservation) amendment rules, 2016 the compliance under FRA is not required for consideration 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,

 Shrawan 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,

 Shrawan Kumar Verma)
 Dy. Inspector General of Forests

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 बाराकोली वन क्षेत्र, सितारगंज
 तराई पूर्वी प्रभाग, हल्द्वानी

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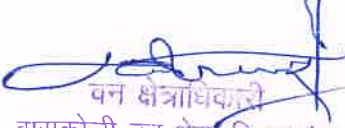
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वन अधिकार अधिनियम के लिए प्रमाण पत्र प्रदान करने का वचनबद्धता प्रमाण पत्र

यह प्रमाणित किया जाता है कि प्रश्नगत परियोजना Improvement and up-gradation of NH-74 (New NH-30) stretch from Barcilly to Sitarganj under Bharatmala Pariyojana Lot-4/Package-2 in the state of Uttar Pradesh and Uttarakhand सुधार और उन्नयन के लिए NHAI के पक्ष में 0.7905 हेक्टेयर वन भूमि के लिए आवेदन किया है।

मैं, Sh. Amit Ranjan Chitranshi, Project Director, PIU Bareilly, NHAI, एतद्वारा, वचन देता हूं कि अंतिम अनुमोदन से पहले FRA, 2006 certificate संबंधित विभाग से लेकर जमा कर दिया जाएगा।


अनन्त कुमार शर्मा
राजस्व उप निरीक्षक
नगरपालिका, सितारगंज


वन क्षेत्राधिकारी
बाराकोली वन क्षेत्र, सितारगंज
तराई पूर्वी प्रभाग, इलाहाबाद



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प्रयोक्ता एजेसी
परियोजना निदेशक
भारतीय राष्ट्रीय राजमार्ग प्राधिकरण
परियोजना कार्यलयन इकाई, बरेली (उ०प्र०)