

GOVERNMENT OF ARUNACHAL PRADESH
DEPARTMENT OF ENVIRONMENT AND FORESTS
ITANAGAR

No. FOR 732/CONS/2017/ 22/1-13

Dated: 4/10/2019 Oct'2019.

To
 The Chief Manager,
 NER-II Transmission Limited,
 3rd Floor, Matkir Ghumin Building,
 Dllayingering Colony, ESS Sector,
 Itanagar-791111

Sub: Proposal for diversion of 48.987 ha of forest land for construction of 132 KV Double Circuit Transmission Line from Biswanath Chariali to Itanagar by M/s NER II Transmission Limited in Papum Pare District of Arunachal Pradesh-regarding.

Sir,

I am directed to enclose herewith a copy of letter No. 3-ANC 082/2019-SHI/2286-87 dtd. 23.09.2019, vide which Govt. of India, Ministry of Environment, Forests & Climate Change, NER office, Shillong has conveying its in-principle approval for diversion of 48.987 ha of forest land for construction of 132 KV Double Circuit Transmission Line from Biswanath Chariali to Itanagar by M/s NER II Transmission Limited in Papum Pare District of Arunachal Pradesh. You are requested to arrange to transfer the following amounts at an early date to enable this office to submit compliance report for obtaining final approval.

1.	Compensatory Afforestation over 98.00 ha. as per detailed estimate enclosed	::	Rs.3,31,19,000/-
2.	Cost of NPV over 48.987 ha	::	Rs.4,59,98,783/-
3.	Cost of Dwarf Species Plantation for 5.45 ha as per detailed estimate enclosed.	::	Rs.9,63,600 /-
4	Total	::	Rs.8,00,81,383/-
5	Amount already paid against AIP accorded vide No.3-ANC 026/2019-SHI/3557-58 dtd 31 st January/2019.	::	Rs.7,80,43,733/-
6	Additional amount required to be paid now	::	Rs.20,37,650/-

Further, you are requested to ensure compliance of all the conditions individually & separately and submit necessary undertakings in respect of relevant items wherever required to this office immediately along with compliance report. It may be noted that non-compliance of conditions individually is one of the most common cause of delay after remittance of amount/money towards compensatory levies.

The amounts mentioned at Sl. 1 to 3 above totalling Rs.20,37,650/- (Rupees twenty lakh thirty seven thousand six hundred fifty) only is to be deposited by generating challan through on-line mode on web portal (<https://parivesh.nic.in>) to the Corporation Bank, CGO Complex Branch, Lodhi Road, New Delhi-110003 (RTGS/IFSC Code No. CORP0000371/MICR 110017007) for credit in Account No. CAF Arunachal Pradesh 520101263743426. Certified copy of the receipt No. of remittance may be sent to this office for record.

Besides above, an undertaking to the effect that extraction cost of the project affected trees as calculated by the Department of Environment & Forests on the basis of actual number of trees to be felled will be paid by the User Agency may be submitted alongwith the compliance report of stipulated conditions of AIP.

Also, it is requested not to break the forest land till final approval of the proposal is granted under the Forest (Conservation) Act, 1980.

Encls: As stated above

Copy to:

1. The Chief Conservator of Forests, WAC, Banderdewa for information.
2. The Divisional Forest Officer, Banderdewa Forest Division for information.

Yours faithfully,

(Rajesh)

PCCF & Nodal Officer (FCA)

(Rajesh)

PCCF & Nodal Officer (FCA)



सत्यमेव जयते

Government of India

Ministry of Environment, Forest & Climate Change,

North Eastern Regional Office,

Law-U-Sib Lumbatngen,

Near MTC Workshop, Shillong-793021,

टेली/Tel(0364)-253-7609,7340/7395/7278,

ईमेल/Email-ro.nez.shil@gmail.com/moefshil_09@rediffmail.com

भारत सरकार

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय

पूर्वोत्तर क्षेत्रीय कार्यालय, शिलांग

लॉड सीब लुम्बतंगेन

एम् टी सी के पास, शिलांग - ७९३०२१

क्स/Fax -0364- 2536041/2536983

F.No. 3-AN C 082/2019-SHI 2286-87

23rd September, 2019

सेवा में,

प्रधान मुख्य वन संरक्षक/ प्रमुख सचिव/ वन बल प्रमुख

Principal Secretary-cum- PCCF (E & F) and Head of Forest Force, 957

अरुणाचल प्रदेश सरकार /Arunachal Pradesh Government

वन और पर्यावरण विभाग/ Forest and Environment Department

ईटानगर/Itanagar.



Sub : Diversion of 48.987 ha of forest land for construction of 132 KV D/C Transmission Line from Biswanath Chariali to Itanagar by M/s NER II Transmission Limited in Papum Pare District of Arunachal Pradesh.

Sir,

This has got reference to the State Government's letter FOR.732/CONS/2017/Pt/1226-30 dated 24.06.2019, even no.1615-17 dated 09.08.2019 & even no.2025-26 dated 20.09.2019 on the subject mentioned above seeking prior approval of the Central Government under Section-2 of the Forest (Conservation) Act, 1980.

2. After careful examination of the proposal of the State Government and the recommendation of REC on 23.08.2019, **In-principle / Stage-I** approval of the Central Government is hereby granted for diversion of 48.987 ha of forest land for construction of 132 KV D/C Transmission Line from Biswanath Chariali to Itanagar by M/s NER II Transmission Limited in Papum Pare District of Arunachal Pradesh, subject to the following conditions:

- (i) Legal status of the forest land shall remain unchanged.
- (ii) Compensatory afforestation shall be taken up by the Forest Department over 98.00 ha degraded forest land identified in Drupong RF under Daflagarh Range, Banderdewa Forest Division, Papum Pare District at the cost of the user agency. As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species may be avoided.
- (iii) The cost of compensatory afforestation at the prevailing wage rates as per compensatory afforestation scheme and dwarf species plantation shall be deposited in the Compensatory Afforestation Fund of Arunachal Pradesh State managed by the Ad-hoc CAMPA, through E-portal in the account of the Ad-hoc CAMPA. The CA will be maintained for 10 years. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.
- (iv) The State Govt shall charge the Net Present Value (NPV) for the 48.987 ha forest area to be diverted under the proposal from the Use Agency as per the orders of the Hon'ble Supreme Court of India dated 30.10.2002. 01.08.2003.28.03.2008.

26.9.2019

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24.04.2008 and 09.05.2008 in IA No. 566 in Writ Petition (Civil) No. 202/1995 and as per the guidelines issued by this Ministry vide its letter 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. The requisite funds shall be transferred through online portal to Ad-hoc CAMPA account of the State concerned.

(v) Additional amount of 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 Govt from the User Agency. The User Agency shall furnish an undertaking to this effect.

(vi) All the funds received from the User Agency under the project towards compensatory leveies (CA and dwarf plantation cost, NPV, etc) shall be transferred/deposited to Compensatory Afforestation Fund of Arunachal Pradesh State managed by the Ad-hoc CAMPA only through e-portal mode.

(vii) 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.

(viii) The charges for felling, logging and transportation of project affected trees should be collected from the User Agency at the rates approved by the State Govt and deposited with the DFO concerned for utilization immediately following the diversion of forest land.

(ix) The expenditure like boundary walls, stone pillars, demarcation charges, cost of damage of trees the funds on these accounts should, be deposited with the DFO concerned.

(x) The 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.

(xi) The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.

(xii) The User Agency in consultation with the State Forest Department prepare a detailed scheme for creation and maintenance of plantation of dwarf species (preferably medicinal plants) in right of way under the transmission line for execution of the said scheme to the State Forest Department.

(xiii) The User Agency at its cost shall provide bird deflectors, which are to be fixed on upper conductor of transmission line at suitable intervals to avoid bird hits.

(xiv) The User Agency shall comply with the guidelines for laying transmission through forest areas issued by Ministry vide letter no. 7-25/2012-FC dated 05/05/2014 & 19/11/2014.

(xv) The User Agency shall obtain the Environmental Clearance under Environment (Protection) Act, 1986, if applicable.

(xvi) The lay out of the proposal shall not be changed without the prior approval of the Central Government.

(xvii) No labour camps shall be established on the forest land.

(xviii) Sufficient firewood, preferably the alternative 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 alternative fuel.

- (xix) No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
- (xx) The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less.
- (xxi) The forest land shall not be used for any purpose other than that specified in the project proposal.
- (xxii) The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Govt. of India.
- (xxiii) 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.
- (xxiv) Any other conditions that the North Eastern Regional Office, Ministry of Environment, Forest & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife.
- (xxv) The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>)

3. After the receipt of the compliance report from the State Government on fulfillment of the conditions mentioned above, final/stage-II approval of the Central Government, in accordance with Section 2 of the Forest (Conservation) Act, 1980, will be considered. Till the receipt of the Final / Stage-II approval of the Central Government for diversion of the said forest land from this Ministry, transfer of the said forest land to the User Agency shall not be affected by the State Government.

This is issued with the approval of Deputy Director General of Forest (Central).

भवदीय,


(R. L. Sanga)

वन उप महानिरीक्षक (केंद्रीय)

/Deputy Inspector General of Forests(C)

Copy to:

- 1. प्रधान मुख्य वन संरक्षक/ Principal Chief Conservator of Forests (Cons) & Nodal Officer (FCA),
अरुणाचल प्रदेश सरकार/ Government of Arunachal Pradesh, पर्यावरण और वन विभाग / Department of Env. & Forests, इटानगर/Itanagar.

 23/9/19
वन उप महानिरीक्षक (केंद्रीय)

/Deputy Inspector General of Forests(C)