



Government of Gujarat
Forest & Environment Department

Block No. 14, 8th Floor, New Sachivalaya, Gandhinagar, Gujarat- 382010, 079-23251062, Fax: 079 23252156.

No. FCA-1020/4-19/20/SF-226/F

Date: 10 DEC 2021

To,

Regional Officer, IRO-Gandhinagar,
Ministry of Environment, Forest & Climate Change,
A-407 & A-409, Aranya Bhavan,
CH-3 Circle, Sectr-10 A,
Gandhinagar-382010.

Subject: Diversion of **0.3053 ha.** Forest land for underground water pipeline is to be already installed passing through Nara village forest area in favour of Archean Chemical Industries Pvt. Ltd.

Sir,

Please refer to your letter F.No. 6-GJB030/2021-BHO/ dated 05.07.2021 on the subject cited above and it is informed that:-

Sr. No.	Condition	Compliance
A: Conditions which need to be complied prior to handing over to forest land by the State Forest Department :-		
1.	The cost of compensatory afforestation on the degraded forest land of 1.00 ha at the prevailing wage rates as per compensatory afforestation scheme (including the cost of survey, demarcation and erection of permanent pillars etc. as required for securing the land against encroachment) shall be deposited in advance with the State Forest Department by the Project Authority. The CA will be maintained for 10 years. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.	The User Agency has already transferred an amount of Rs.4,71,423/- towards the cost of Compensatory Afforestation, Survey, Demarcation and Boundary pillars in the CAMPA fund.

2.	The State Government shall charge the Net Present Value (NPV) for the 0.3053 ha forest area to be diverted under this proposal from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 30.10.2002, 01.08.2003, 28.03.2008, 24/04/2008 and 09.05.2008 in IA No. 566 in WP © No. 202/1995 and as per the guidelines issued by the Ministry vide letters 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 and chapter 3 of FCA Handbook, 2019 in this regard.	The User Agency has already deposited an amount of Rs.1,33,721/- towards the cost of Net Present Value in the CAMPA fund.
3.	The user agency shall deposit five times penal NPV as per para 1.21 of FCA Handbook, 2019 for Violation of FCA, 1980 on entire area i.e. 0.3053 ha.	The User Agency has already deposited an amount of Rs.11,90,117/- towards the cost of Penal Net Present Value in the CAMPA fund.
4.	Disciplinary action against the officers responsible shall continue/prosecution under relevant Forest Act IFA/State Forest Act shall continue.	N.A.
5.	The User Agency should prepare a site specific <i>Wildlife management plan</i> to mitigate the effect of the project over wildlife before the issuance of Stage-II approval and implemented by User Agency at their own project cost.	N.A.
6.	All the funds received from the user agency under the project shall be transferred/ deposited in CAMPA fund only through e-portal (https://parivesh.nic.in).	Funds from the user agency has been transferred online to the CAMPA fund through e-portal.
7.	The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.	The User Agency has submitted a FRA certificate from Collector Kutch-Bhuj.
8.	The compliance report shall be	The Compliance report is

	uploaded on e-portal (https://parivesh.nic.in).	uploaded on e-portal.
9.	The KML files of diverted area and CA areas shall be uploaded on the e-green watch portal with all requisite details prior to Stage-II approval.	The User Agency has agreed
B: Conditions which need to be strictly complied on field after handing over of forest land to the User Agency by the State Forest Department but the compliance in form of undertaking shall be submitted prior to Stage-II approval:-		
1.	Legal Status of the forest land shall remain unchanged.	The User Agency has agreed
2.	Compensatory afforestation shall be taken up by the Forest Department over 1.00 ha degraded forest land at Survey No.870/pt, Village-Bhuj, Taluka-Bhuj, District-Bhuj at the cost of user agency. As far as possible, a mixture of local native species shall be planted and monoculture of any species, especially non-native species should be avoided.	The User Agency has already deposited an amount of Rs.4,71,423/- towards the cost of Compensatory Afforestation in the CAMPA fund.
3.	Additional amount of the 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 also be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect.	The User Agency has already given the undertaking in this regard.
4.	No tree felling shall be involved in the implementation of this project.	The User Agency has agreed
5.	The boundary of the forest land shall be suitably demarcated on ground at the project cost, at per the directions of the concerned Divisional Forest Officer.	The User Agency has Agreed
6.	The user agency shall provide suitable under/over pass in Protected Area/Forest Area as per recommendations of	N.A.

	CWLW/NBWL/FCA/REC, if applicable.	
7.	The layout plan of the proposal shall not be changed without prior approval of the Central Government.	The User Agency has Agreed
8.	No labour camp shall be established on the forest land.	The User Agency has Agreed
9.	The User Agency shall provide alternative fuels preferably LPG to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas.	The User Agency has Agreed
10.	No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.	The User Agency has Agreed
11.	The period of diversion under this approval shall be co-terminus with the period of the project life.	The User Agency has Agreed
12.	The forest land shall not be used for any purpose other than that specified in the project proposal.	The User Agency has undertaken that the forest land shall not be used for any purpose, other than that specified in the FCA Proposal.
13.	The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Central Government.	The User Agency has Agreed
14.	User agency shall obtain Environmental clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.	N.A.
15.	The State Government and user agency shall comply the provisions of the all Acts. Rules. Regulations, guidelines, NGT order & Hon'ble Court Order (s) pertaining to this project, if any, for the time being in force. as applicable to the project.	The User Agency has Agreed

16.	Any other condition that the Ministry of Environment, Forests & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife.	The User Agency has Agreed
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In view of above and since the conditions of In-principle approval have already been complied with, it is requested to issue a formal approval.

Yours Faithfully,



(S. J. Pandit)

Additional Secretary

Forest & Environment Department

Encl. As above.

copy to:-

1. Nodal officer (FCA), Pr. Chief Conservator of Forest's Office, Gujarat State, 'Aranya Bhavan' Sector-10/A, Gandhinagar.
- ✓ 2. Select File