



Government of Gujarat
Forest & Environment Department

Block No. 14, 8th Floor, New Sachivalaya, Gandhinagar, Gujarat- 382010, 079-23251065, Fax: 079 23252156.

No. FCA-1020/10-01/20/SF-121/F

Date:

10 JUL 2020

To

Nodal officer (FCA)
Gujarat State,
Gandhinagar.

Subject: Diversion of **0.49 ha.** protected forest land for ground level drinking water Tank in Mirzapur land Ta.Bhuj, Kachchh in favour of Chief Officer, Bhuj Nagar Sewa Sadan, Bhuj.

Ref: Handbook of Forest Conservation Act, 1980 & Forest Conservation Rules, 2003 (Guidelines & Clarifications) Year 2019 in Chapter-4(4.3).

Sir,

Please refer to the proposal submitted by Chief Officer, Bhuj Nagar Sewa Sadan, Bhuj. The details of the proposal are as under.

Sr. No.	Description	Length X Width (mt.)		Total Area in Ha.
1	Village Mirzapur, Survey No.173, Ta.Bhuj Kutch District	70.00	70.00	0.49
Total				0.49

I am directed to invite a reference to your single file No. **FCA-1020/10-01/20/SF-121/F**, dated 23.06.2020 on the above mentioned subject seeking prior approval of the Government under Section -2 of the Forest (Conservation) Act, 1980.

The Government of India, Ministry of Environment & Forests has delegated its power to the state government for general approval vide letter referred as above for diversion of forest land section-2 of the Forest (Conservation) Act, 1980 for diversion of forest land for 1.00 ha. Area or less than the same.

In view of the above, the undersigned is pleased to convey the State Government's "**in principle**" approval for Diversion of **0.49 ha.** protected forest land for ground level drinking water Tank in Mirzapur land Ta.Bhuj, Kachchh in favour of Chief Officer, Bhuj Nagar Sewa Sadan, Bhuj, subject to the following conditions:-

1. This permission is granted only for use of the forest land for the purpose specified in the proposal. The legal status of the forest land shall remain unchanged.

2. User agency shall plant and maintain two time the number of trees felled on the diverted land to maintain the green cover at the project cost. Planting site for the purpose will be identified by the State Forest Department (Preferably within or in the surrounding area of the project). Only indigenous forest tree species shall be used for such plantation. Trees, if planted on the diverted area, will not be felled without the permission of the State Forest Department, Trees planted in surrounding area, will belong to State Department.
3. **Compensatory Afforestation :**
 - a) Compensatory Afforestation is proposed at **1.00 ha** degraded forest land at S. No.554/ pt., Village-Nirona, Tal.Nakhtrana, Dist. Kachhh.
 - b) Cost of Compensatory Afforestation at the prevailing wage rates as per compensatory afforestation scheme and CA land shall be deposited in advance with the 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 year.
4. Net Present Value (NPV) for the area to be diverted under the proposal shall be deposited by 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 and 09.05.2008 in IA-566 in W.P.(Civil) No. 202/1995 and as per the guidelines issued by the MoEFCC 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 in this regards.
5. All the funds received from the user agency under the project shall be transferred/deposited to CAMPA fund only through e.portal.
6. User Agencies shall generate challan through PARIVESH portal before making payment for Stage-II Clearance process. All the fund shall be deposited through PARIVESH portal by the User Agency.
7. Forest land shall not be used for any purpose other than that specified in the FCA proposal.
8. User agency will have to obtain permission from the Nodal Officer (FCA), for carrying out any maintenance works in future.
9. User agency will have to restore the forest land after use/maintenance work. No trees are required to be cut in the demanded area
10. The Project area is not a part of Protected area/Sanctuary/National Park and the project area is 34.00 K.M. away from Chhari Dhandh Conservation Reserve.
11. User agency will be liable to compensate any loss to Forests/Environment caused due to the use of the said land by the user agency.

12. User agency will seek permission from the Road & Building Department/Science & Technology Dept. Sachivalaya, Gandhinagar, if required so.
13. In case of roads, this general approval shall be applicable only if the requirement of forest land for construction/widening of the entire stretch of the road is not more than one hectare.
14. Project Authority has fulfilled the compliance under Forest Right Act, 2006. Certificates of Collector, Kutch.
15. Additional Conditions as per the Government of Gujarat's Resolution no. FCA-1013/11-10/11/SF-24/F, Dt.12.06.2015 shall be complied with.
16. Any other condition, which the State Government or Nodal Officer(FCA) may stipulate from time to time.
17. Compliance report shall be uploaded on e.portal (<https://parivesh.nic.in>.)

After receipt of the compliance report on the fulfilment of condition no. (3), (4), (5), (6), (7), (15) & (17) mentioned above, from you, order of formal approval will be issued by this Department.



(S. M. Saiyad)

Additional Secretary

Forest & Environment Department

copy to:-

1. Director(FC), Ministry of Environment, Forest & Climate Change. (FC Division), Indira Paryavaran Bhawan, Aliganj, Jor Bagh Road, New Delhi-110003
2. Addl. Principal Chief Conservator of Forests (Central), Ministry of Environment, Forest & Climate Change. Regional Office, Western Region, Kendriya Paryavaran Bhavan, Link Road No.3, E-5, Ravi Shankar Nagar, BHOPAL (M.P.)-462016BHOPAL-462016(M.P.)
3. Dy. Conservator of Forest, Kutch West Forest Division, Arihantnagar, Bhuj-370001, Gujarat.
4. Chief Officer, Nagar Sewa Sadan, Bhuj, Dist.Kutchh, (Gujarat)
- ✓ 5. Select File