

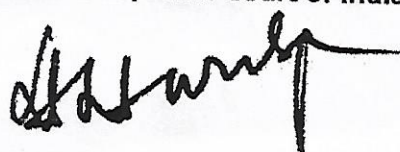
GOVERNMENT OF MANIPUR
SECRETARIAT: FOREST, ENVIRONMENT & CLIMATE CHANGE DEPARTMENT

ORDERS BY THE GOVERNOR: MANIPUR

Imphal the 23rd December, 2021

No.20/45/2021-For & Env: In partial modification of this Government order of even No. dated 17/12/2021 and under the guidelines of Forest (Conservation) Act, 1980 and Forest Conservation Rules, 2003 of Section 2 (ii) of Chapter -4 and Subsection 4.3 (K) published by the MoEF & CC, Government of India and proposal from Principal Chief Conservator of Forest & HoFF, Manipur vide their letter No.7/239/2021/Forests: 515, dated 06/12/2021, the Governor of Manipur is pleased to accord General Approval (Stage -1 Clearance) for the diversion of 0.416 ha of forest land for construction of "Water Supply Scheme at Kairang Muslim" under Jal Jeevan Mission at Kairang Muslim Village, Imphal East in Heingang Reserved Forest under Central Forest Division, Manipur subject to the following conditions:-

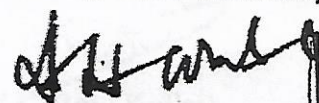
- i) The legal status of the forest land shall remain unchanged.
- ii) The User Agency shall physically demarcate the diverted forest area by constructing RCC boundary pillars, Protection walls/Retaining walls shall be constructed at the project costs at vulnerable points to prevent landslides and soil erosion.
- iii) The User Agency shall take adequate fire protection measures during the dry seasons.
- iv) Unauthorised establishment of labour camps/huts etc shall not be allowed inside and adjoining forest areas.
- v) The project involves felling of trees as reported by the Divisional Forest Officer, Central Forest Division and USER Agency shall pay the costs of extraction of the trees to be affected.
- vi) The concerned Divisional Forest Officer has assessed the bare minimum requirement of the forest land for the project.
- vii) The Nodal Officer, FCA shall submit monthly report to the Regional Office of MoEF & CC, Shillong regarding approval of the project.
- viii) User Agency shall be responsible for any loss of the flora and fauna in the surrounding area and therefore, shall take all possible measures to conserve the same.
- ix) User Agency shall transfer the cost of Compensatory Afforestation over an area of 0.832 ha and the State Government shall charge the Net Present Value of the forest land diverted under this proposal from the User Agency as per the judgement of Hon'ble Supreme Court of India dated 28/03/2008 and 09/05/2008 in IA No.566 in WP(C) No.202/1995 and as per the guideline issued by this Ministry vide letter No.53/2001-FC dated 05/02/2009 in this regard.
- x) The User Agency shall furnish an undertaking to pay the additional amount of the Net Present Value of the diverted forest land, if any, becoming due after the finalization/revision of the same by Hon'ble Supreme Court of India.



- xi) The permission granted by the state Government shall be subject to the monitoring by the concerned Regional Office of the Ministry of Environment, Forest & Climate Change, Government of India.
- xii) The Forest land shall not be used for any purpose other than that specified in the proposal. Any change in the land use without prior permission of the Central/State Government shall amount to the violation of Forest (Conservation) Act, 1980. Request for such change shall be made to the Regional Office by the Nodal Officer, FCA, Manipur.
- xiii) Certificate for settlement of rights has been obtained under FRA 2006.
- xiv) The project does not affect recognised rights of the primitive tribal communities and pre-agricultural communities.
- xv) The State Forest Department shall upload the forest diversion order/letter issued by the State Government to the website of the Forest Department (www.manipurforest.gov.in)
- xvi) The USER Agency may be allowed to transport the excess earth, if any, with prior permit of the DFO, Central Forest Division and on payment of Royalty etc according to Rule No.33 of the Manipur Forest Rules, 1971 and Hon'ble Manipur High Court Order dated 25/07/20218 passed in M.C. (PIL) No.29 of 2017 with PIL No. 25 of 2017.
- xvii) The user agency should publish the entire forest clearance granted in verbatim along with the conditions and safeguards imposed by the state government in two widely circulated local daily newspaper one in vernacular language and the other in English language so as to make people aware of the permission granted to the project proponent for use of forest land for non-forest purposes.

2. After receipt of the Compliance Report from the USER Agency on fulfilment of the conditions mentioned above, Final Approval will be issued in this regard. Formal transfer of forest land will not be effected till Final Approval orders are issued by the State Government.

By Orders & in the name of Governor,

 23/12/20

(A. Heera Singh)

Under Secretary (For. & Env't.)
Government of Manipur.

Copy to:

- 1) P.P.S to Minister (For. & Env't), Manipur
- 2) Staff Officer to Chief Secretary, Government of Manipur
- 3) P.S. to Addl. Chief Secretary (For & Env't), Government of Manipur
- 4) P.S. to Addl. Chief Secretary (Planning), Government of Manipur
- 5) Addl. Principal Chief Conservator of Forest (C), MoEF & CC, Government of India, Regional Office, Shillong
- 6) Pr. Chief Conservator of Forests & HoFF, Manipur
- 7) Chief Conservator of Forest/FCA, Manipur
- 8) USER Agency
- 9) DFO Concerned
- 10) Order book/Guard file