



सत्यमेव जयते

भारत सरकार  
GOVERNMENT OF INDIA  
एकीकृत क्षेत्रीय कार्यालय  
INTEGRATED REGIONAL OFFICE  
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय  
MINISTRY OF ENVIRONMENT, FOREST AND CLIMATE CHANGE  
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No. 3-TR C 004/2022-SHI 512-43

19<sup>th</sup> May, 2022

सेवा मे,

सचिव/Secretary,  
त्रिपुरा सरकार/ Government of Tripura  
पर्यावरण और वन विभाग /Department of Environment & Forests,  
कुंजावन, अगरतला/ Kunjaban, Agartala.

Sub: Proposal for diversion of 13.5735 hectare of forest land for slope flattering of railway line in connection with construction of Agartala– Sabroom New BG line under South District by N.F. Railway Construction Organization.

Sir,

This has got reference to the State Government of Tripura letter F.6-1145/FC/For-2017/1279-285 dated 13<sup>th</sup> January, 2022 and even No.1592-94 Dated 31.03.2022 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 of Tripura discussion by the Regional Empowered Committee (REC) held on 17.03.2022 and recommendation by the REC meeting in its meeting held 29.04.2022, the **In-principle / Stage-I approval** of the Central Government is hereby granted for diversion of 13.5735 hectare of forest land for slope flattering of railway line in connection with construction of Agartala– Sabroom New BG line under South District by N.F. Railway Construction Organization, subject to the following conditions:

**A: Conditions which need to be complied prior to handing over of forest land by the State Forest Department.**

1. The user agency shall transfer, the Net Present Value (NPV) of the forest land being diverted under this proposal, as per the latest guidelines of MoEF & CC dated 06.01.2022 & 19.01.2022. The requisite funds shall be transferred through online portal into CAMPA account of the State concerned;
2. The user agency shall transfer the cost of raising and maintaining the compensatory afforestation at the current wage rate in consultation with State Forest Department in the account of CAMPA of the concerned State through online portal. The scheme may include appropriate for anticipated cost increase for works scheduled for subsequent years;
3. All the funds received from the user agency under the project shall be transferred/ deposited to CAMPA account only through e-portal (<https://parivesh.nic.in>). Amount deposited through other mode will not be accepted as compliance of the Stage-I clearance;
4. The KML files of the area to be diverted, the CA areas shall be uploaded on the e-Green watch portal with all requisite details before issuing working permission by the State Government.
5. All the funds received from the user agency under the project shall be transferred/ deposited to CAMPA account only through e-portal (<https://parivesh.nic.in>). Amount deposited through other mode will not be accepted as compliance of the Stage-I clearance;

6. The penalty for violation shall be equal to NPV of forest land per hectare for each year of violation from the date of actual diversion as reported by the inspecting officer with maximum up to five (5) times of NPV plus 12 % simple interest till the deposits is made. 20% of the above penalty shall be imposed, as this proposal is for public utility projects of the Government.
7. The State Government shall initiate disciplinary action against the officers/officials concerned for not being able to prevent use of forest land for non-forestry purpose without prior approval of Government of India as per para 1.21(ii) (c) of FCA guidelines,2019.
8. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the District Collector;
9. 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 and amount to be deposited with the State Forest Department;
10. Violation of any of these conditions stipulated will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as prescribed in para 1.21 of Chapter 1 of the Handbook of comprehensive guidelines of Forest(Conservation) Act, 1980 as issued by this Ministry's letter No. 5-2/2017-FC dated 28.03.2019;
11. The cost of felling of trees, if any, shall be deposited by the User Agency with the State Forest Department;
12. The compliance report shall be uploaded on e-portal ( <https://parivesh.nic.in/>);
13. As per Ministry's letter No. 11-30/96-FC(Pt) dt. 14.9.2001, if the compliance of stipulated conditions is awaited from the State Govt for more than 5 (five) years, the in-principle approval would summarily be revoked considering that the user agency is no longer interested in the project.

**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 diverted forest land shall remain unchanged;
2. Compensatory Afforestation shall be raised over double the degraded forest area i.e. 27.15084 ha in 3 (three) patches i.e. 5.604957 ha in C.S. No. 1523, Khatian No. 6/4, Mouja Kathalia RF, Bagafa Range and 13.49198 ha, C.S. No. 1343 & 1523, Khatian No. 6/4 and 8.053947 ha, C.S. No. 914, 1163 & 2448, Khatian No. 2/1, 2/72 & 2/73, Mouja Laxmipur RF, Abhoya Range;
3. All other clearances / NOCs under different rules / regulations / local laws and under Forest Dwellers (Recognition of Forest Rights) Act, 2006 as required vide MoEF, New Delhi guideline No. 11-9/98-FC(Pt) dated 05.02.2013 shall be complied with;
4. User agency may raise strip plantation on both sides of the railway line as per the IRC norms;
5. Speed regulating signage will be erected along the railway line at regular intervals in the Protected Areas/Forest Areas;
6. The user agency shall provide suitable under / over pass in Protected Area / Forest Area as per recommendation of CWLW / NBWL / FAC / REC, if applicable;

7. The User Agency shall obtain the Environmental Clearance as per the provisions of the Environment (Protection) Act, 1986, if applicable;
  8. The layout plan of the proposal shall not be changed without prior approval of Central Government;
  9. The demarcation of forest land proposed for diversion shall be done on the ground at project cost using four feet high reinforced cement concrete pillars with serial numbers, forward and backward bearings and distance from pillar to pillar super scribed on the pillars as per the directions of the concerned Divisional Forest Officer;
  10. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution materials for execution of the project work;
  11. 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;
  12. The forest land shall not be used for any purpose other than that specified in the project 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 Govt. of India;
  14. 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 Guideline F. No. 11-42/2017-FC dated 29/01/2018;
  15. Any other condition that the MoEF & CC, Integrated Regional Office, Shillong may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife;
  16. This approval may be revoked, if, the above conditions of approval is not complied to the satisfaction of the Integrated Regional Office, Shillong;
  17. Any other conditions as may be found appropriate in future for the betterment of environment & wildlife, may be imposed by Integrated Regional Office, Shillong;
3. After receipt of the compliance report from the State Government on fulfillment of the conditions mentioned above, final approval will be issued in this regard. Formal transfer of forest land shall not be effected by the State Govt till final approval is granted by the Central Government.

भवदीय,

(W I. Yatbon)

उप वन महानिरीक्षक (केंद्रीय)/

Deputy Inspector General of Forests (C)

Copy to:

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Principal Chief Conservator of Forests, Govt. of Tripura, Department of Environment &  
Forests, Kunjaban, Agartala.

उप वन महानिरीक्षक (केंद्रीय)/

Deputy Inspector General of Forests (C)

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