



GOVERNMENT OF INDIA  
MINISTRY OF ENVIRONMENT, FOREST & CLIMATE CHANGE  
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**SPEED POST**

No. 3- AS C 009/2016-SHI/ 1944-48

18<sup>th</sup> September, 2017

To

The Secretary,  
Government of Assam,  
Environment and Forests Department,  
Dispur, Guwahati.

Sub: Proposal for diversion of 6.0 ha of forest land in Bhomaraguri RF for construction of 4 lanning NH-37 (A) under four lanning Capital connectivity to Itanagar in favour of NHIDCL, Guwahati.(0 Km to 17.3 km of NH 37A), Sonitpur, Assam.

Sir,

This has got reference to the State Govt letter No No. FRS.2/2016/2 dated Dispur, the 04<sup>th</sup> February, 2016 and No. FG.27/Nodal/Proposal/S.W. Division dated 19.12.2016 on the subject mentioned above, seeking prior approval of the Central Government in accordance with Section 2 of the FCA, 1980.

After careful consideration of the proposal of the State Government of Assam by the Regional Empowered Committee held on 15.09.2017 and its recommendation, I am to inform that **"In Principle Approval"** is hereby granted under Section 2 of the Forest(Conservation) Act,1980 for diversion of 6.0 ha of forest land in Bhomaraguri RF for construction of 4 lanning NH-37 (A) from 0 Km to 17.3 km of NH 37A under four lanning Capital connectivity to Itanagar in favour of NHIDCL, Guwahati, in Sonitpur district, Assam subject to the following conditions:

- (i) The User Agency shall transfer the cost of compensatory afforestation of 12 ha of degraded forest land located at Sengalimari RF, Charduar Range, Sonitpur West Division in Sonitpur district, Assam to the Adhoc CAMPA through State Forest Department.
- (ii) The State Govt shall charge the Net Present Value of the forest land diverted under this proposal from the User Agency as per the Judgment of the Hon'ble Supreme Court of India dated 28.03.2008 & 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. 5-3/2001-FC dated 05.02.2009 in this regard.
- (iii) All the above funds received from the User Agency under the project shall be transferred preferably through RTGS in the newly opened State -specific saving Bank Account of the Ad-hoc CAMPA Fund (CAF) in New SB Account No CA SB01025200 of Corporation Bank, CGO Complex, Phase-I, Lodhi Road, New



Delhi – 110 003 or Union Bank of India, Sunder Nagar Branch, New Delhi, 110003 (New SB A/c No. 344902010105 409).


- (iv) The User Agency shall bear and deposit the amount of the cost of demarcation of the land proposed for diversion directly to the concerned Divisional Forest Officer. The concerned Divisional Forest Officer shall demarcate the land proposed for diversion on the ground by erecting at least 4' high cement-concrete pillars duly numbered, forward and backward bearing and distance from pillar to pillar written on the pillars and DGPS co-ordinates to be inscribed on the pillars. The competent authority shall verify and issue a certificate to this effect. Photographs showing permanent boundary pillars with GPS co-ordinates to be submitted.
- (v) 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.
- (vi) The certificates for the payment in respect to Sl. No. (iv) and (v) shall be furnished to this office by the user agency.
- (vii) The forest land shall not be used for any purpose other than that specified in the proposal and under no circumstances be transferred to any other agency, department or person.
- (viii) The State Government shall ensure that the User agency, provide proper drainage, retaining wall and stabilization of side slope.
- (ix) The User Agency shall obtain Environment Clearance as per the project provisions of the Environment (Protection) Act, 1986, if required under the said Act.
- (x) No labour camp shall be established on the forest land.
- (xi) The felling of trees on the forest land being diverted shall be reduced to the bare minimum and the trees should be felled under strict supervision of State Forest Department Forest.
- (xii) Sufficient quantity of firewood, preferably the alternate fuel, shall be provided by the user agency to the labourers after purchasing the same from the State Forest Department or the Forest development Corporation or any other legal source of alternate fuel.
- (xiii) The user agency shall raise strip plantation on both sides and central verge of the road.
- (xiv) The forest land shall not be used for any purpose other than that specified in the proposal and under no circumstances be transferred to any other agency, department or person.
- (xv) The lay out plan of the proposal shall not be changed without the prior approval of the Central Government.
- (xvi) State Govt to implement the conditions as decided in the minutes of the 42<sup>nd</sup> meeting of standing Committee of NBWL issued as per Ministry's letter F.No.6-69/2017 WL dated 02.06.2017 in respect of this proposal.

- (xvii) All other clearance/NOCs under different applicable rules/regulations /local laws and under Forest Dwellers (Recognition of Forest Rights) Act, 2006 as required vide MoEF, New Delhi guideline No.11-9/1998-FC(pt) dated 03.08.2009 shall be complied with.

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 orders approving the diversion of forest land are issued by the Central Government.

This has the approval of Additional Principal Chief Conservator of Forests (Central).

Yours faithfully,

 18/9/17  
(R.L.Sanga)

Conservator of Forests(C)

Copy to:

1. The Principal Chief Conservator of Forests & HoFF, Govt of Assam, Environment and Forests Department, Rop Konwar Jyoti Prasad Agarwal Path, Near Srimanta Sankardev Kalakhetra, Panjabari, Guwahati -781037.

  
(R.L.Sanga)

Conservator of Forests(C)

