

संघ शासित प्रदेश दादरा नगर हवेली एवं दमन एवं दीव
Administration of Dadra & Nagar Haveli and Daman & Diu (U.T.)
मुख्य वन संरक्षक का कार्यालय, सचिवालय
Office of the Chief Conservator of Forests
दमन / Daman.

F. No. 7-5/3-FD/648/303

Date: 16th February, 2023

To,

The Executive Engineer,
P.W.D. Civil Division No. - II (Road),
Dadra & Nagar Haveli,
Silvassa

Subject: Diversion of 2.4813 ha of Wildlife Sanctuary / Reserved forest land for Widening of existing road stretch from Tinoda to Bindrabhin Junction in the Union Territory of Dadra and Nagar Haveli.

Refer: 1. Letter No. FC-6/GJB-48/2022-GNR dated 21st December, 2022.
2. Letter No. 6-257/2022 WL dated 7th February, 2023.

Sir,

Please find enclosed herewith a letter FC-6/GJC-49/2022-GNR dated 30th September, 2022 received from the Dy. Inspector General of (IRO), MoEF&CC, Regional Office, Gandhinagar (Copy enclosed).

In this regard, you are requested to submit the point-wise compliance as stated in the letter of this office at the earliest.

Further, you are requested to pay the amount as under :

1. ₹ 35,64,809/- (Rupees: Thirty Five Lakh Sixty Four Thousand Eight Hundred and Nine only) towards Net Present value of the land under Forest (Conservation) Act 1980.
2. ₹ 1,78,24,045/- (Rupees: One Crore Seventy Eight Lakh Twenty Four Thousand Forty Five only) towards Net Present value of the land under (Wildlife Protection Act 1972)
3. ₹ 39,77,213/- (Rupees: Thirty Nine Lakh Seventy Seven Thousand Two Hundred and Thirteen only) towards Compensatory Afforestation including maintenance for 10 years through challan generated through online mode in favour of Compensatory Afforestation Fund (CAF) Dadra & Nagar Haveli and copy of the proof / evidence may be submitted to this office.

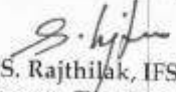
The following conditions to be complied prior to handing over of Forest Land:

1. The Cost of Compensatory afforestation at the prevailing wage rates as per compensatory afforestation scheme and the cost of survey, demarcation and erection of permanent pillars if required on the 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 years.
2. The State Government shall charge the Net Present Value for 2.4813 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 and 09/05/2008 in IA No. 566 in WP(C) 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 revision of NPV vide Ministry letter No. 5-3/2011-FC(Vol-1) dated 06.01.2022 in this regard.
3. **The working permission for the project shall be issued only after receiving of approval from Standing Committee of National Board of Wildlife (NBWL).**
4. 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 be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect.
5. The complete compliances of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
6. The Boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the direction of concerned Divisional Forest Officer.
7. The KML file of the area to be diverted and the CA area shall be uploaded on the E-Green watch portal with all requisite details, before issuing working permission towards linear projects or submitting compliances report for seeking Stage - II approval, as the case may be.

The working permission shall be issued after the above conditions and complied The Stage - II clearance (Final approval) for diversion of forest land will be issued after the conditions mentioned in the In-principle approval issued vide Letter No. FC-6/GJB-48/2022-GNR dated 21st December, 2022.

This issues with the approval of Competent Authority vide Dairy No. 985661 dated 16-02-2023

Yours faithfully


(S. Rajthilak, IFS)
Deputy Conservator of Forests, Territorial
Dadra & Nagar Haveli
Silvassa

Encl: As above

Copy to:

1. The P.A. to Adviser to the Administrator, Dadra & Nagar Haveli and Daman & Diu for kind information please.
2. The Secretary (Environment & Forests), Dadra & Nagar Haveli and Daman & Diu for kind information please.
3. The Secretary (PWD), Dadra & Nagar Haveli and Daman & Diu for kind information please.
4. The Chief Conservator of Forests, Dadra & Nagar Haveli and Daman & Diu for kind information please
5. The Range Forest Officer(CR), Khanvel, Dadra & Nagar Haveli for information and necessary action.

F.No.6-257/2022 WL
Government of India
Ministry of Environment, Forest and Climate Change
(Wildlife Division)

2nd Floor, Vayu Wing,
Indira Paryavaran Bhawan,
Jor Bagh Road, New Delhi-110003.

Date: 7th February, 2023

To,

The Secretary,

Forest, Environment and Wildlife Department,
Dadra and Nagar Haveli and Daman and Diu Administration,
Secretariat, Fort Arca, Moti Daman,
Daman (U.T.)-396220.

Sub: Proposal for use of 2.4813 ha of forest land from Dadra and Nagar Haveli Wildlife Sanctuary for widening and Strengthening of existing road stretch at Tinoda to Bindrabin (Ch.15/8 to 17/4) for State Highway in UT of Dadra and Nagar Haveli and Daman and Diu-
FP/DN/ROAD/148752/2021.

Sir,

Reference is invited to the subject mentioned above. The above proposal was discussed in the 71st Meeting of the Standing Committee of the National Board for Wild Life held on 29th December, 2022 under the Chairmanship of Hon'ble Minister for Environment, Forest & Climate Change.

2. After discussions, the Standing Committee decided to recommend the proposal subject to the following conditions:

1. The Tree felling shall be carried-out in consultation with Forest Department, Dadra & Nagar Haveli.
2. The structure dismantled of Forest Department, Dadra & Nagar Haveli shall be restored at the cost of User Agency.
3. The signage showing the maximum speed shall be 40 Km/Hr and other precautionary signages shall be placed on the entire stretch.
4. The User Agency shall construct six culverts of size 6m X 3m and an animal underpass of 100m length and 4 m height.
5. An annual compliance certificate on the stipulated conditions shall be submitted by the project proponent to the State Chief Wild Life Warden.



and an annual compliance certificate shall be submitted by the State Chief Wild Life Warden to Government of India.

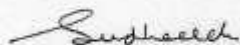
3. The minutes of the meeting have been posted online in the "PARIVESH" portal of this Ministry.

Yours faithfully,


(Dr. Sudheer Chintalapati)
Scientist 'E'
Email:adwl-mefco@gov.in.

Copy to:

1. Chief Wild Life Warden, Dadra and Nagar Haveli and Daman and Diu Administration, Dadra and Nagar Haveli, Silvassa-492001.
2. Deputy Director General of Forests (Central), Integrated Regional Office, Gandhinagar, Gujarat.
3. Inspector General of Forests, FC Division, MoEF&CC.
4. Joint Secretary, IA Division, MoEF&CC.


(Dr. Sudheer Chintalapati)
Scientist 'E'
Email:adwl-mefco@gov.in.

1/36407/2022



भारत सरकार
GOVERNMENT OF INDIA

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FOREST & CLIMATE
CHANGE



एकीकृत क्षेत्रीय कार्यालय, गांधीनगर/ Integrated Regional Office,
Gandhinagar

ए वींग- 407 एवं 408, "अरुण्य भवन" सी.एच.-3 सर्किल के समीप, सेक्टर-10ए, गांधीनगर-382010 (A wing-
407 & 408, "ARANYA BHAWAN", Near CH-3 Circle, Sector-10A, Gandhi Nagar-382010
Email: iro.gandhinagar-mefco@gov.in

Dated: 21st December, 2022

To
The Secretary (Environment & Forests)
Administration of Dadra & Nagar Haveli
Secretariat, Silvassa (U.T.).

(Online Proposal No: FP/DN/ROAD/148752/2021)

Sub: Diversion of 2.4813 ha forest land of Dadra & Nagar Haveli Wildlife
Sanctuary for widening and strengthening of existing road stretch at Tinoda
to Bindrabin (Ch. 15/8 to 17/4) under State Highway in the Dadra & Nagar
Haveli.

Sir,

This refers to letter No. 7-5/3-FD/648/135 dated 06.05.2022 of the State
Govt. of Gujarat on the above mentioned subject seeking prior approval of the
Ministry of Environment, Forest & Climate Change under section 2 of Forest
(Conservation) Act, 1980.

The proposal was duly considered and approved by the Central Government
for issuance of In-Principle approval. Therefore, the undersigned, on the behalf of
the Central Government, conveys **In-Principle/Stage-I Approval** for diversion of
2.4813 ha forest land of Dadra & Nagar Haveli Wildlife Sanctuary for widening and
strengthening of existing road stretch at Tinoda to Bindrabin (Ch. 15/8 to 17/4)
under State Highway in the Dadra & Nagar Haveli subject to the following general
and standard conditions: -

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

1. The cost of compensatory afforestation at the prevailing wage rates as per
compensatory afforestation scheme and the cost of survey, demarcation and
erection of permanent pillars if required on the 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 years.
2. The State Government shall charge the Net Present Value (NPV) for the
2.4813 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 (C) 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
revision of NPV vide Ministry letter No. 5-3/2011-FC(Vol-1) dated

[Signature]
21/12/2022

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06.01.2022 in this regard.

3. The working permission for the project shall be issued only after receiving of approval from Standing Committee of National Board of Wildlife (NBWL).
4. 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 be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect.
5. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
6. The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the direction of concerned Divisional Forest Officer.
7. The KML file of the area to be diverted and the CA areas shall be uploaded on the e-Green watch portal with all requisite details, before issuing working permission towards linear projects or submitting compliance report for seeking Stage-II approval, as the case may be.
8. All the funds received from the user agency under the project shall be transferred/ deposited to CAMPA fund only through e-portal.


B: Conditions which needs 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 Final/Stage-II approval:

1. Legal status of the forest land shall remain unchanged.
2. Forest land will be handed over to the User Agency only after required non-forest land for the project is handed over to the User Agency.
3. Compensatory afforestation shall be taken up by the Forest Department over 5.00 ha de-graded forest land, Survey No. 8, Village- Nana Randha, Range- Northern Range, Taluka/District- U.T. Dadra & Nagar Haveli at the cost of the user agency. As far as possible, a mixture of local indigenous species shall be planted and mono-culture of any species may be avoided.
4. User agency shall restrict the felling of trees to 250 trees/minimum numbers in the diverted forest land and the trees shall be felled under the strict supervision of the State Forest Department and cost of felling of trees shall be deposited by the User Agency with the State Forest Department.
5. No damage to the flora and fauna of the adjoining area shall be caused.
6. The layout plan of the proposal shall not be changed without prior approval of Central Government.
7. No labour camp shall be established on the forest land.
8. Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.
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.
10. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.

[Signature]
24/12/2022

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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. The User Agency shall submit the annual self compliance report in respect of the above stated conditions to the State Government and Integrated Regional Office, Gandhinagar by the end of March every year.
 15. The User Agency shall comply with all the provisions of the all Acts, Rules, Regulations, Guidelines, Hon'ble Court Order (s) and NGT Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project.
 16. 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 dt 29/01/2018.
 17. 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.
 18. The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).
- After receipt of compliance report on fulfillment of all of the above conditions from the State Government, proposal will be considered for Final/Stage-II approval under Section-2 of the Forest (Conservation) Act, 1980. The User Agency shall take up the work as per the guidelines in force and after ensuring that all necessary clearances for the entire stretch are in place. Working permission, if any issued, shall be intimated to IRO, Gandhinagar. Transfer of forest land shall not be effected till Final/Stage-II approval is granted by the Central Government in this regard.
- Further, it may also be noted that this **In-principle / Stage-I** approval shall be valid for a period of 5 years from the date of issue of this letter. In the event of non-compliance of the above conditions, this In-principle approval shall be revoked after **five (05) years**.


(Sarwan Kumar Verma)
DIG & RO, IRO Gandhinagar

Copy to:

1. The Inspector General of Forests (Central), ROHQ Division, Ministry of Environment Forest and Climate Change, Indira paryavaran Bhawan, Jor Bagh Road, New Delhi- 110003.
2. The CCF & Nodal Officer (FCA), Administration of Dadra & Nagar Haveli, Department of Environment, Forest & Wildlife, Secretariat, Silvassa (U.T.).
3. The Deputy Conservator of Forests, Wildlife Division, Dadra & Nagar Haveli.
4. The Executive Director (Road Division), PWD, Civil Dn.II (Road), D&NH, Silvassa.
5. Guard File.