

I/412444/2022

**Government of Punjab
Department of Forests & Wildlife Preservation
(Forest Branch)**

Dated:22/08/2022

To

Principal Chief Conservator of Forests (HoFF)
Punjab, S.A.S. Nagar.

Subject: Diversion of 0.0130 ha of forest land for approach road to proposed retail outlet of BPCL at village Ajnala (WML), on Ajnala-Fatehgarh Churian road, tehsil Ajnala, under forest Division District Amritsar, (FP/PB/Approach/152517/2022).

1. After careful examination of the proposal under General Approvals issued by Govt. of India vide letter No. F.No. **5-2/2017-FC** dated 28.03.2019 "**Stage-I approval**" is hereby conveyed for diversion of **0.0130 ha** of forest land for the above mentioned project subject to the following conditions:-

- i. Cost of Compensatory Afforestation as per proposed CA scheme may be realized from the User Agency.
 - ii. Net Present Value (NPV) for diverted forest area may be realized from the User Agency, as per Hon'ble Supreme Court of India's Order dated 30.10.2002, 28.03.2002, 24.04.2008 & 09.05.2008 and Ministry's directions issued vide letter No. 5-3/2011(Vol-I) dated 06.01.2022 and further clarification issued vide letter even dated 22.03.2022.
 - iii. The User Agency shall deposit payment of all levies only on MoEF& CC web portal [http://: parivesh.nic.in](http://parivesh.nic.in) or [http://: efclearance.nic.in](http://efclearance.nic.in).
 - iii. CLU certificate from Local Government to be submitted by the User Agency, if required.
 - iv. The User Agency shall provide certificate regarding Scheduled Tribes and Traditional Forest Dwellers Recognition of Forest Rights Act, 2006 from the concerned Deputy Commissioner to Divisional Forest Officer.
 - vi. The cost of equivalent non-forest land as per State Govt. Policy may be realized from the User Agency.
2. The following conditions shall also be complied with after according final approval:-

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- i. Legal status of the diverted forest land shall remain unchanged.
- ii. No Tree/Plants will be removed in this case.
- iii. The forest land shall not be used for any purpose other than that specified in the proposal and shall under no circumstances, be transferred to someone else without prior approval of the Central/State Government.
- iv. The User Agency shall ensure safety to the wildlife available in the area and will cause no damage to them during or after execution of this project.
- v. The boundary of the diverted forest land shall be demarcated on ground at the project cost, by erecting four feet high reinforced cement concrete pillars, each inscribed with its serial number, forward and back bearing and distance from pillar to pillar.
- vi. The User Agency shall provide firewood preferably alternate fuels to the laborers and the staff working at the site so as to avoid any damage and pressure on the nearby forest area.
- vii. The User Agency shall obtain the Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986, if required.
- viii. As recommended by the Geologist and Task Force, the required soil conservation measures should be taken up by the user agency for which fund should be provided as per the current rate of works.
- ix. Muck disposal should be taken up as per the scheme approved by the Forest Department.
- x. No labour camp shall be established on the forest land.
- xi. The User agency shall submit the annual self-compliance report in respect of the above conditions to the State Government.
- xii. The User Agency in consultation with the State Government shall create and maintain alternate habitat/home for the avifauna, whose nesting trees are to be cleared in this project. Bird's nests artificially made out of eco-friendly material shall be used in the area, including forest area and human settlements, adjoining the forest area being diverted for the project.
- xiii. Any other conditions that the Forest Department, Punjab may

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stipulate, from time to time, in the interest of conservation, protection and development of Forests & Wildlife.

- xiv. The User Agency shall pay additional amount of NPV with respect to any such orders of the Hon'ble Supreme Court of India.
- xv. The User Agency and concerned Divisional Forest Officer shall ensure compliance of all provisions of Acts, Rules, Regulations and Guidelines time being in force and as applicable to the project.
- xvi. This approval is granted subject to the condition that there is no court case pending in any court pertaining to the land or trees in the present FCA case. Any legal liability arising out of such case; if any, will be the sole responsibility of the land owning Department.

3. After receipt of the compliance report on fulfilment of the conditions under para-2 above, the proposal shall be considered for the final approval under Section-2 of the Forests (Conservation) Act.

Jaswant Singh
SUPDT-FOREST
22/08/2022

C.C.:-

- 1. Deputy Director General of Forests (C), Ministry of Environment, Forests and Climate Change, Bays No. 24-25, Sector 31-A, Chandigarh.
- 2. Conservator of Forests, Bist Circle, Jalandhar, DFO Amritsar's letter No. 3862 dated 05.07.2022.
- 3. Sh. Kumar Nandan territory manager of retail, proposed retail outlet of BPCL AT VILLAGE AJNALA WML, Dist. Amritsar.