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27th December, 2019

सेवा मे,

प्रमुख सचिव सह प्रधान मुख्य वन संरक्षक /
Principal Secretary – Cum- The Principal Chief Conservator of Forests
अरुणाचल प्रदेश सरकार/ Govt of Arunachal Pradesh
पर्यावरण और वन विभाग /Dept of Forests & Environment
ईटानगर/ Itanagar- 791111.

Sub: Diversion of 141.14 ha for laying of 132 KV D/C transmission line from Gerukamukh to Likabali under Comprehensive Scheme for Strengthening of T&D system by Power Department of Arunachal Pradesh in Papum Pare and West Siang District of Arunachal Pradesh.

Sir,

This has got reference to the State Govt Arunachal Pradesh letter No.For.803/CONS/2018/1292-98 dated 11.07.2019 and No.For.803/Cons/2018/3998-99 dated 06.12.2019 on the subject mentioned above, seeking prior approval of the Central Government in accordance with Section 2 of the FCA, 1980.

2. After careful consideration of the proposal of the State Government of Arunachal Pradesh by the Regional Empowered Committee in its meeting held on 22.11.2019 and its recommendation as well as State Govt letter No.For.803/Cons/2018/3998-99 dated 06.12.2019, I am directed to inform that the Central Government hereby conveys its **"In Principle Approval"** for diversion of 141.14 ha for laying of 132 KV D/C transmission line from Gerukamukh to Likabali under Comprehensive Scheme for Strengthening of T&D system by Power Department of Arunachal Pradesh in Papum Pare and West Siang District of Arunachal Pradesh subject to the following conditions:

- (i) The Legal status of the forest land shall remain unchanged.
- (ii) The compensatory afforestation shall be taken up by the Forest Department over double the degraded forest area of 282.50 ha identified at Panir RF, Dirgha(10.50ha) & Likabali RF, Laipilia Range (272 ha) under Banderdewa &

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Likabali Forest Division of Arunachal Pradesh at the cost of the user agency. As far as possible, mixture of local indigenous species shall be planted and monoculture of any species may be avoided.

- (iii) The cost of the compensatory afforestation at the prevailing wages as per the compensatory afforestation and dwarf species plantation shall be deposited in the Compensatory Afforestation Fund of Arunachal Pradesh State manage by the Adhoc CAMPA through e-portal in the account of the Ad-hoc CAMPA. The CA will be maintained for 10 years. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.
- (iv) The State Govt shall charge the Net Present Value for the 141.14 ha forest area to be diverted under the proposal from the User Agency as per the Judgment of the Hon'ble Supreme Court of India dated 30.10.2002, 01.08.2003, 28.03.2008, 24.04.2008 & 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. 5-2/2006-FC dated 03.10.2006 No. 5-3/2007-FC dated 05.02.2009. The requisite funds shall be transferred through online portal to Ad-hoc CAMPA account of the State concerned.
- (v) Additional amount of 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 Govt from the User Agency. The user agency shall furnish an undertaking to this effect.
- (vi) All the funds received from the User Agency under the project towards compensatory levies (CA and dwarf plantation cost, NPV, etc) shall be transferred/deposited to compensatory afforestation Fund of Arunachal Pradesh State manage b y the Ad-hoc Campa only through e-portal mode.
- (vii) 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.
- (viii) 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.
- (ix) The expenditure like 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 the forest land.
- (x) The expenditure like boundary walls, stone pillars, and demarcation charges cost of damage of trees the fund on these accounts, should be deposited with DFO concerned.
- (xi) The user agency shall restrict the felling of trees to minimum number in the diverted forest land and trees shall be felled under strict supervision of State Forest Department Forest and the cost of the felling of trees shall be deposited by the user agency with the State Forest Department.
- (xii) The complete compliance to the FRAct, 2006 shall be ensured by way of prescribed certificate from the concerned District collector.



- (xiii) The user agency at its cost shall provide bird deflectors, which are to be fixed on upper conductor of transmission line at suitable intervals to avoid bird hits.
- (xiv) The user agency shall comply with the guidelines for laying transmission through forest area issued by Ministry vide letter no. 7-25/2012-Fc dated 05.05.2014 & 17.11.2014.
- (xv) The User Agency shall obtain Environment Clearance as per the project provisions of the Environment (Protection) Act, 1986, if required under the said Act.
- (xvi) The lay out plan of the proposal shall not be changed without the prior approval of the Central Government.
- (xvii) No labour camp shall be established on the forest land.
- (xviii) 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.
- (xix) No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
- (xx) 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.
- (xxi) The forest land proposed to be diverted 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 without prior approval of Govt of India.
- (xxii) The User Agency will have to obtain the Forest (Conservation) Act, 1980 clearance for stone, river sand, river boulders in forest land, if necessary.
- (xxiii) 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.
- (xxiv) 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.
- (xxv) 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.
- (xxvi) Any other conditions that the North Eastern Regional Office, Ministry of Environment, Forest & Climate Change may be stipulated from time to time in the interest of conservation, protection and development of forests & Wildlife.
- (xxvii) The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).



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

This is issued with the approval of Deputy Director General of Forests (Central).

भवदीय,




(आर. एल. सांगा)/R.L. Sanga

वन उप महानिरीक्षक (केंद्रीय)

/Deputy Inspector General of Forests(C)

Copy to:

1. The Principal Chief Conservator of Forests(Cons.) & Nodal Officer (FCA), O/o PCCF, Department of Env. & Forests, Government of Arunachal Pradesh, Environment & Forests Department, Itanagar.

 27/12/19

वन उप महानिरीक्षक (केंद्रीय)

/Deputy Inspector General of Forests(C)

