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पूर्वत्तर क्षेत्रीय कार्यालय, शिलांग
लॉड सीब लुम्बतंगेन
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No. 3-AS B 034/2016-SHI 3481-82

25th January, 2019

सेवा मे,

प्रमुख सचिव/ Principal Secretary,
पर्यावरण और वन विभाग/ Environment & Forest Department,
असम सरकार/ Government of Assam,
दिसपुर, गुवाहाटी-781006. / Dispur, Guwahati-781006.

Sub:- Proposal for diversion of 1.82 ha of forest land(0.70 ha of forest land of Nadangiri RF and 1.12 ha of Nayekgaon PRF-II) under Haltugaon Division for 132 KV S/C Transmission line from 220 KV Salakati Grid S/S to 132 KV/33 Kokrajhar S/S.

Sir,

This has got reference to the State Govt Assam letter No. FRS 59/2016/110 dated 21.07.2016 and No. FG.27/Nodal/Proposal/Trans.Line/AEGC Ltd. dated 31.12.2018 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, I am to inform that the Central Government hereby conveys its "**In Principle Approval**" for diversion of 1.82 ha of forest land (0.70 ha of forest land of Nadangiri RF and 1.12 ha of Nayekgaon PRF-II) under Haltugaon Division for 132 KV S/C Transmission line from 220 KV Salakati Grid S/S to 132 KV/33 Kokrajhar S/S subject to the following conditions:

- (i) The User Agency shall transfer the cost of compensatory afforestation over non-forest land of 1.82 ha Revenue Land identified in village Ouguri, 4th Sidi Mouza of Dotma Revenue Circle under Kokrajhar District through e-payment and inform this office through the 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) The user agency shall provide the funds for execution for creation and maintenance of plantation of dwarf species (preferably medicinal plants) in right of way under the transmission line as per the prepared detailed scheme by the State Forest Department.
- (iv) All the above funds received from the User Agency under the project shall be transferred to the Ad-hoc CAMPA Fund in New SB account No. 520101263743434 of Corporation Bank, CGO Complex, Phase-I, Lodhi Road, new Delhi-110003.
- (v) 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.
- (vi) 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.
- (vii) The certificates for the payment in respect to Sl. No. (v) and (vi) shall be furnished to this office by the user agency.
- (viii) The User Agency shall obtain Environment Clearance as per the project provisions of the Environment (Protection) Act, 1986, if required under the said Act.
- (ix) No labour camp shall be established on the forest land.
- (x) 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.
- (xi) 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.
- (xii) 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.

- (xiii) The lay out plan of the proposal shall not be changed without the prior approval of the Central Government.
- (xiv) The User Agency will have to obtain the Forest (Conservation) Act, 1980 clearance for stone, river sand, river boulders in forest land, if necessary.
- (xv) 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.
- (xvi) 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).

भवदीय,

(आर. एल. सांगा)/R.L. Sanga

वन संरक्षक (केंद्रीय)/ Conservator of Forests(C)

Copy to:

प्रधान मुख्य वन संरक्षक/ Principal Chief Conservator of Forests & HoFF, असम सरकार/ Govt of Assam, पर्यावरण और वन विभाग/ Environment and Forest Department, अन्या भवन / Aranya Bhawan, रोप कोवर ज्योति प्रसाद अग्रवाल पथ/ Rop Konwar Jyoti Prasad Agarwal Path, श्रीमंत शंकरदेव कालखेत्र के पास/ Near Srimanta Sankardev Kalakhetra, पंजाबारी/ Panjabari, गुवाहाटी / Guwahati-781037.

(आर. एल. सांगा) /R.L. Sanga

वन संरक्षक (केंद्रीय)/ Conservator of Forests(C)

25/1/19