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लॉउं सीब लुम्बतंगेन
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No. 3-MZ C 079/2017-SHI ७१-७२

18th May, 2018

सेवा में,

प्रधान सचिव/ Principal Secretary,
पर्यावरण बन और जलवायु परिवर्तन विभाग /Environment, Forest & Climate Change Department,
मिजोरम सरकार/ Govt of Mizoram,
आइजौल / Aizawl- 796001

Sub: Proposal for diversion of 11.18 ha of forest land for widening and upgradation of NH 54 to 2 lane with paved shoulder and geometric improvements from KM 8.00 to KM 380.00 in the State of Mizoram(JICA funded) km 250.00 to Km 380.00(Pakage-3) excluding Km 5.06 in Lawngtlai by NHIDCL.

Sir,

This has got reference to the State Govt letter F.No.20015/2/91-FST dated 20.10.2017 and No. B 22019/6/2017-FC/PCCF/50 dated 02.05.2018 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 Mizoram by the Regional Empowered Committee in its meeting held on 11.12.2017 and its recommendation, I am to inform that "**In Principle Approval**" is hereby granted under Section 2 of the FCA, 1980 for diversion of 11.18ha of forest land for widening and upgradation of NH 54 to 2 lane with paved shoulder and geometric improvements from KM 8.00 to KM 380.00 in the State of Mizoram(JICA funded) km 250.00 to Km 380.00(Pakage-3) excluding Km 5.06 in Lawngtlai by NHIDCL subject to the following conditions:

- (i) The User Agency shall transfer the cost of compensatory afforestation over equivalent non forest land of 11.18 ha identified at Amobyo(6.37 ha), Siaha Range of Mara Forest Department, and Mampui Ram(4.81 ha), Lawngtlai Range of Lai Forest Department to the Adhoc CAMPA through State Forest Department.

(ii) The User Agency shall pay Net Present Value(NPV) amount fixed 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.

(iii) The User Agency shall furnish an undertaking to pay the additional amount of the Net Present Value (NPV) of the diverted forest land, if any, becoming due after finalization/revision of the same by Hon'ble Supreme Court of India.

(iv) All the above funds received from the User Agency under the project shall be transferred to the Ad-hoc CAMPA Fund (CAF in New SB account No. 520101263743639 of Corporation Bank, CGO Complex, Phase-I, Lodhi Road, New Delhi-110003).

(v) The User Agency shall obtain Environment Clearance, if required.

(vi) 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.

(vii) Transplanting of the important tree species affected by the project, wherever possible should be taken up by the concerned Divisional Forest Officer with the logistic support from the user agency.

(viii) 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.

(ix) 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.

(x) The lay out plan of the proposal shall not be changed without the prior approval of the Central Government.

(xi) State Govt shall pass an order for tree cutting and commencement of work of a linear project in forest land for a period of one year. However, one more year may be extended by the permission of Central Govt subject to submission of reasonable progress report from the State Govt as regards to the steps taken to comply with the remaining stipulated conditions mentioned above as per the Ministry letter F.No.11-306/2014-FC(pt.) dated 28.08.2015.

(xii) The Forest Right Act, 2006 certificate of the proposed area in the prescribed format as per the Ministry letter No 11-9/98-FC(pt.) dated 05th July 2013.

(xiii) The comment/ suggestion of Chief Wildlife warden on the mitigation measures as some patches of the proposed area falls within Elephant grid as per the DSS.

(xiv) 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.

अवदीय,



(आर. एल. सांगा)/R.L.Sanga

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

Copy to:

1. The Addl. Principal Chief Conservator of Forests & Nodal Officer (FC), O/o PCCF & HoFF, Environment, Forest & Climate Change Department, Govt of Mizoram, Aizawl-796001.

 12/3/18
(आर. एल. सांगा)/R.L.Sanga

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

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