



भारतसरकार
GOVERNMENT OF INDIA
एकीकृतक्षेत्रीयकार्यालय
INTEGRATED REGIONAL OFFICE
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FOREST AND CLIMATE CHANGE
लॉउसीबलुम्बतंगेन/LAW-U-SIB, LUMBATNGEN,
शिल्लोंग/SHILLONG-793021
TEL. 0364-2537278; FAX. 0364-2536041
E-mail: moefro.shillong@gov.in



No. 3-TR C 019/2022-SHI 1645-46

30th August, 2022

सेवामे,

सचिव/Secretary,
त्रिपुरासरकार/ Government of Tripura
पर्यावरण और वन विभाग /Department of Environment & Forests,
कुंजावन, अगरतला/ Kunjaban, Agartala.

Sub : Proposal for diversion of 20.10889 Ha of Forest Land for settlement of BRU migrants at Mouja Paschim Kalajhari RF in favour of SDM, Karbook under Gomati District.

Sir,

This has got reference to the State Government of Tripura letter No.F.6-1343/FC/For-2022/34-42 dated 18.04.2022, even no. 293-98 dated 24.06.2022 & 01.08.2022 on the subject mentioned above seeking prior approval of the Central Government under Section-2 of the Forest (Conservation) Act, 1980.

2. The proposal for diversion of 20.10889 Ha of forest land for settlement of BRU migrants at Mouja Paschim Kalajhari RF under Gomati District submitted by the State Government of Tripura was discussed in the Regional Empowered Committee (REC) in its 54th meeting held on 24.08.2022 as a very special case and taking into consideration the human misery involved.

3. In the earlier Bru-migrant proposals, the Ministry vide letter No.FC-11/204/2020-FC dated 21.12.2020 communicated the decision of the high-level meeting held under the chairmanship of the Union Home Secretary wherein it was informed by the State Government that the Bru (Reang) migrants are forest dwellers from Mizoram and the same has been corroborated by Government of Mizoram and that they will be given permission to construct dwelling units without conferring any ownership of land. Therefore, de-notification of forest land may not be required. A decision was then taken that by MoEF & CC, GoI, New Delhi that ***"the diversion of forest land for resettlement/rehabilitation of the Bru (Reang) migrants must be processed by MoEF & CC, GoI (as a special case in relaxation of the existing guidelines, if required urgently as the agreement has to be implemented in a time bound manner"***.

4. On the approval of Competent Authority of the MoEF & CC, GoI, New Delhi for IRO, Shillong to process the proposal (s) as per FC Rules, in respect to earlier 13 proposals submitted by the State Govt of Tripura and on similar issue for the additional proposal submitted and after examination by the REC Committee in its 54th meeting held on 24.08.2022 which has recommended the proposal, the Central Government hereby grants ***In-principle / Stage-I*** approval for diversion of **20.10889 Ha** of Forest Land for settlement of BRU migrants at Mouja Paschim Kalajhari RF in favour of SDM, Karbook under Gomati District, subject to the following conditions:

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

1. The user agency shall transfer, the Net Present Value (NPV) of the forest land being diverted under this proposal as per the latest guidelines of MoEF & CC dated 06.01.2022. The requisite funds shall be transferred through online portal into CAMPA account of the State concerned.

o/c

2. The user agency shall transfer the cost of raising and maintaining the compensatory afforestation at the current wage rate in consultation with State Forest Department in the account of CAMPA of the concerned State through online portal. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years;
3. All the funds received from the user agency under the project shall be transferred/ deposited to CAMPA account only through **e-portal** (<https://parivesh.nic.in/>). Amount deposited through other mode will not be accepted as compliance of the Stage-I clearance.
4. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the District Collector;
5. Chain link fencing of 3 Kms required to be erected for protection to be identified by the State Forest Department and the User Agency shall bear the cost for the same;
6. The fund for JFMC works which include construction of JFMC office building, plantation etc. at the cost of Rs. 50 lakhs shall be deposited by the User Agency to the State Forest Department.
7. An alternative CA land to be identified by the State Govt along with submission of KML/Shape file and suitability certificate for alternate Compensatory Afforestation land and to be examined under DSS software after being found satisfactory by IRO, Shillong;
8. The boundary of the diverted forest land, mining lease and safety zone, as applicable, shall be demarcated on ground at the project cost, by erecting four feet high reinforced cement concrete pillars, each inscribed with its serial number, distance from the pillar to pillar and GPS co-ordinates;
9. Violation of any of these conditions will amount to violation of Forest(Conservation) Act, 1980 and action would be taken as prescribed in para 1.21 of Chapter 1 of the Handbook of comprehensive guidelines of Forest(Conservation) Act, 1980 as issued by this Ministry's letter No. 5-2/2017-Fc dated 28.03.2019;
10. The cost of felling of trees shall be deposited by the User Agency with the State Forest Department;
11. The compliance report shall be uploaded on **e-portal** (<https://parivesh.nic.in/>).

B: Conditions which need 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 Stage-II approval:

1. Legal status of the diverted forest land shall remain unchanged;
2. Compensatory Afforestation shall be raised and maintained over double the area diverted in degraded forest land i.e. **40.30 ha** to be identified in by the State Government;
3. The NPV is to be calculated as per the revised rate of Ministry's letter dated 06.01.2022.
4. The KML files of the area to be diverted, the CA areas shall be uploaded on the e-Green watch portal by the State Government.
5. Construction of Chain link fencing by Forest Department, wherever required, for protection to be constructed as per the fund deposited by the user agency for the purpose;

6. 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, distance from the pillar to pillar and GPS co-ordinates;
7. The user agency will provide Gas-Chulas & Cylinders to each household in order to reduce dependency on forest for fuelwood;
8. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the District Collector;
9. The User Agency shall obtain the Environment Clearance as per the provisions of Environment (Protection) Act, 1986, if required;
10. The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government;
11. No damage to the flora and fauna of the adjoining area shall be caused;
12. The layout plan of the proposal shall not be changed without the prior approval of the Central Government;
13. The concerned Divisional Forest Officer, will monitor and take necessary mitigative measures to ensure that there is no adverse impact on the forests in the surrounding area;
14. The user agency shall explore the possibility of successful translocation of maximum number of trees identified to be felled and User Agency shall restrict the felling of trees to minimum numbers which shall be done only when it is unavoidable and that too under strict supervision of the State Forest Department;
15. Violation of any of these conditions will amount to violation of Forest(Conservation) Act, 1980 and action would be taken as prescribed in para 1.21 of Chapter 1 of the Handbook of comprehensive guidelines of Forest(Conservation) Act, 1980 as issued by this Ministry's letter No. 5-2/2017-Fc dated 28.03.2019;
16. The User Agency shall submit the annual self -compliance report in respect of the above stated conditions to the State Government, concerned Regional Office and to this Ministry by the end of March every year;
17. The user agency shall comply 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;

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

भवदीय,


(Mrs. L.J. Syiemiong)

उप वनमहानिरीक्षक (केंद्रीय)/ Deputy Inspector General of Forests (C)

Copy to:

1. प्रधान मुख्य वन संरक्षक, त्रिपुरा सरकार , पर्यावरण और वन विभाग , कुंजावन, अगरतला / Principal Chief Conservator of Forests, Govt. of Tripura, Department of Environment & Forests, Kunjaban, Agartala.

उप वनमहानिरीक्षक (केंद्रीय)/ Deputy Inspector General of Forests (C)

0/5