

प्रति,

वनमण्डलाधिकारी,
(सामान्य) वन मण्डल दतिया/ग्वालियर,
मध्यप्रदेश।

विषय:- जिला दतिया एवं जिला ग्वालियर के अन्तर्गत मॉ रतनगढ़ नहर परियोजना के निर्माण हेतु 17.63 हेक्टेयर वनभूमि परियोजना प्रशासक, मॉ रतनगढ़ पी.आई.यू. मॉ जिला भिण्ड, को उपयोग पर देने बाबत।

संदर्भ:- भारत सरकार, पर्यावरण वन एवं जलवायु परिवर्तन मंत्रालय, क्षेत्रीय कार्यालय, पश्चिम क्षेत्र, भोपाल का पत्र क्रमांक 6-एमपीआर 014/2022-बीएचओ, दिनांक 30.01.2023

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उपरोक्त संदर्भित पत्र का अवलोकन करें, त्वरित संदर्भ हेतु छायाप्रति संलग्न है। जिसके द्वारा भारत सरकार, पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, क्षेत्रीय कार्यालय भोपाल ने विषयांकित प्रकरण की प्रथम चरण सैद्धांतिक स्वीकृति जारी की गई है। स्वीकृति पत्र में उल्लेखित शर्तों के अनुसार निम्नानुसार कार्यवाही की जावे :-

शर्त क्रमांक- A(1,2) के के पालन में प्रकरण में वनमण्डलाधिकारी, शिवपुरी द्वारा तैयार की गई वैकल्पिक वृक्षारोपण योजना अनुसार राशि निम्नानुसार आवेदक संस्थान से कैम्पा मद में आनलाईन जमा कराई जावे :-

क्रं.	वनमण्डल/ग्राम नाम	खसरा नं.	रकबा (हे. मे.)	राशि
1	शिवपुरी/विरधा	101	17.63	93,94,531
2	शिवपुरी/परिक्षेत्र पिछोर	कक्ष क्रं.-313	4.00	43,84,377
कुल योग :-			21.63	1,37,78,908

शर्त क्रमांक- A(3, 4) के पालन में प्रकरण में क्षतिपूर्ति वनीकरण हेतु प्राप्त गैर वनभूमि को वन विभाग के नाम हस्तांतरण/नामान्तरण कराकर फार्म पी-2 एवं कब्जा रसीद आदि की प्रति इस कार्यालय को भिजवायें। साथ ही आवेदक संस्थान द्वारा उपलब्ध कराई गयी गैर वनभूमि को वनभूमि घोषित करने संबंधी अधिसूचना का प्रारूप वन भू-अभिलेख शाखा को भेजते हुए की गई कार्यवाही से इस कार्यालय को भी अवगत करावें।

शर्त क्रमांक- A(5) के पालन में प्रस्तावित 17.63 हेक्टेयर वनभूमि की नेट प्रजेण्ट वैल्यू की राशि रु. 1,68,85,661/- आवेदक संस्थान से कैम्पा मद में आनलाईन जमा कराई जावे।

शर्त क्रमांक- A(6) के पालन में औषधीय पौधों की वृक्षारोपण योजना तैयार की जावे। तथा प्रकरण में औषधीय वृक्षारोपण योजना की राशि आवेदक संस्थान से कैम्पा मद में आनलाईन जमा कराई जावे।

शर्त क्रमांक- B(4) के पालन में अतिरिक्त एन.पी.व्ही. की राशि देय संबंधी वचन पत्र आवेदक संस्थान से प्राप्त कर प्रेषित किया जावे।

अतः भारत सरकार द्वारा जारी शेष समस्त शर्तों का शर्तवार पालन प्रतिवेदन आवेदक संस्थान से प्राप्त किया जाकर इस कार्यालय को 02 प्रति में प्रेषित किया जावे।
संलग्न:-उपरोक्तानुसार।

31/1/2023

(सुनील अग्रवाल)

प्रधान मुख्य वन संरक्षक (भू-प्रबंध)

मध्यप्रदेश, भोपाल

भोपाल, दिनांक *31/01/2023*

पृ. क्रमांक/एफ-3/52/2021/10-11/6/ *413*
प्रतिलिपि:-

1. मुख्य वन संरक्षक, (क्षेत्रीय) ग्वालियर वृत्त ग्वालियर, मध्यप्रदेश।
 2. वनमंडलाधिकारी, सामान्य वन मण्डल, शिवपुरी, मध्यप्रदेश।
 3. परियोजना प्रशासक, माँ रतनगढ़ पी.आई.यू. मौ. जिला भिण्ड, मध्यप्रदेश।
- की ओर सूचनार्थ एवं आवश्यक कार्यवाही हेतु अग्रेषित।

31/1/2023

प्रधान मुख्य वन संरक्षक (भू-प्रबंध)

मध्यप्रदेश, भोपाल



भारत सरकार / GOVERNMENT OF INDIA
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय

MINISTRY OF ENVIRONMENT, FOREST & CLIMATE CHANGE
एकीकृत क्षेत्रीय कार्यालय, भोपाल / INTEGRATED REGIONAL OFFICE, BHOPAL
Kendriya Paryavaran Bhavan, Link Road No.3, E-5, Ravi Shankar Nagar,
BHOPAL - 462016 (M.P.)



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क्रमांक 6-एमपीआर 014/2022-बीएचओ/
प्रति,

दिनांक : 30/01/2023

प्रधान सचिव (वन)
मध्यप्रदेश शासन,
वल्लभ भवन, भोपाल ।

Sub: दतिया एवं ग्वालियर जिले के अन्तर्गत माँ रतनगढ़ नहर परियोजना (underground pipeline & transmission line etc.) के निर्माण हेतु 17.63 हेक्टेयर संरक्षित वनभूमि परियोजना प्रशासक, माँ रतनगढ़ पी.आई.यू. भिण्ड को उपयोग पर देने बाबत ।

Sir,

This refers to letter No. F-3/52/2021/10-11/6/1661 dated 11/05/2022 and letter of even No. 2783 dated 08/08/22 and 1416 dated 02/12/2022 of PCCF(LM), & Nodal Officer, Govt. of Madhya Pradesh on the above mentioned subject seeking prior approval of the Ministry of Environment, Forest and Climate Change under section 2 of Forest (Conservation) Act, 1980.

After due consideration of the proposal of the State Government and on the basis of decision taken by Regional Empowered Committee in its 8th meeting of 2022 on 22/12/2022, the "in-principle approval" of Central Government, is hereby conveyed for diversion of 17.63 ha Protected Forest land for construction of Maa Ratangarh Canal Project (underground pipeline & transmission line etc.) in favour of Project Administrator Maa Ratangarh, P.I.U, Bhind in Datia & Gwalior Districts of Madhya Pradesh, subject to the following conditions and stipulations.

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

- (1) The cost of compensatory afforestation on the CA land 17.63 ha Non-Forest land at the prevailing wage rates as per compensatory afforestation scheme (including the cost of survey, demarcation and erection of permanent pillars etc. as required for securing the land against encroachment) shall be deposited in advance with the State Forest Department by the project authority. The CA will be maintained for 10 years. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.
- (2) The cost of compensatory afforestation on the CA land 4.00 ha DFL at the prevailing wage rates as per compensatory afforestation scheme (including the cost of survey, demarcation and erection of permanent pillars etc. as required for securing the land against encroachment) shall be deposited in advance with the State Forest Department by the project authority. The CA will be maintained for 10 years. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.
- (3) Non-forest land shall be transferred and mutated in favour of State Forest department and documents shall be submitted.
- (4) The non-forest land which is transferred and mutated in favour of the State Forest Department for the purpose of compensatory afforestation shall be declared as Reserved Forest under Section-4 or Protected Forest under Section-29 of the Indian

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Forest Act, 1927 or under the relevant Section(s) of the State Forest Act. Copy of PF notification may be sent in Stage-I compliance report.


- (5) The State Government shall charge the Net Present Value (NPV) for the 17.63 ha forest area to be diverted under this proposal from the User Agency as per the order of the Hon'ble Supreme Court of India dated 30/10/2002, 01/08/2003, 28/03/2008, 24/04/2008 and 09/05/2008 in IA No. 566 in WP (C) No. 202/1995 and as per the guidelines issued by the Ministry vide letters No. 5-1/1998-FC (Pt.II) dated 18/09/2003, as well as letter No. 5-2/2006-FC dated 03/10/2006, 5-3/2007-FC dated 05/02/2009 & 5-3/2011-FC(Vol-I) dated 06/01/2022 in this regard.
- (6) A) The User Agency in consultation with the State Forest Department prepare a detailed scheme for creation and maintenance of plantation of dwarf species (preferably medicinal plants) under the transmission line for execution of the said scheme by the State Forest Department.
B) The User Agency will defray the cost of such plantation.
C) Cost of the same shall be transferred to CAMPA fund via online/ e.portal.
- (7) All the funds received from the user agency under the project shall be transferred / deposited to CAMPA fund only through e-portal (<https://parivesh.nic.in/>).
- (8) The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
- (9) **No muck shall be disposed off in forest area.**
- (10) The KML files of diverted area and CA areas shall be uploaded on the e-Green watch portal with all requisite details prior to Stage-II approval.
- (11) 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.
- (12) The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).
- (13) In case, the State Forest Department issues working permission, a copy of the same shall be submitted to the office of IRO Bhopal.
- B: **Conditions which need to be strictly complied on field after handing over of the forest land to the User Agency by State Forest Department but compliance in the form of undertaking shall be submitted prior to Stage-II approval:**
 - (1) Legal status of the forest land shall remain unchanged.
 - (2) Compensatory afforestation shall be taken up by the Forest Department over 17.63 ha non-forest land at Survey No. 101, Village-Virdha, District-Shivpuri at the cost of the user agency. As far as possible, a mixture of local native species shall be planted and monoculture of any species, especially non-native species should be avoided.
 - (3) Compensatory afforestation shall be taken up by the Forest Department over 4.00 ha degraded-forest land in Compt. No. RF-313, Beat-Charkola(A), Tehsil-Shivpuri, District-Shivpuri at the cost of the user agency. As far as possible, a mixture of local native species shall be planted and monoculture of any species, should be avoided.
 - (4) Additional amount of the 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 also be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect.

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- (5) The User Agency shall comply with the guidelines for laying transmission lines through forest as per Chapter 10 of FCA, 1980 Handbook, 2019.
- (6) The State Government and user agency shall comply with the provisions of all Acts, Rules, Regulation, guidelines, NGT order & Hon'ble Court Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project.
- (7) The Pipeline shall be laid down 1.5 meter below the ground and after lying down of pipe line the ground will be leveled.
- (8) The User Agency shall comply with the guidelines for laying transmission lines through forest as per Chapter 10 of FCA, 1980 Handbook, 2019.
- (9) User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.
- (10) 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.
- (11) The layout plan of the proposal shall not be changed without prior approval of Central Government.
- (12) No labour camp shall be established on the forest land.
- (13) The User Agency shall provide alternate fuels, preferably LPG to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas.
- (14) Period of diversion under this approval shall be co-terminus with the period of project life.
- (15) The forest land shall not be used for any purpose other than that specified in the project proposal.
- (16) The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department, or person without prior approval of the Central Government.
- (17) Any other condition that the Ministry of Environment, Forest & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forest & wildlife.

After receipt of the compliance report regarding fulfillment of the conditions as stipulated above from the State Government, formal approval will be issued in this regard under Section 2 of Forest (Conservation) Act, 1980.

This has been issued with the approval of competent authority.

 भवदीय
(हरे राम कुमार)
तकनीकी अधिकारी(वानिकी)

प्रतिलिपि:

1. वन महानिरीक्षक(एफसी), पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, इंदिरा पर्यावरण भवन, नई दिल्ली ।
2. प्रधान मुख्य वन संरक्षक(भू-प्रबंध) एवं नोडल अधिकारी, वन विभाग, सतपुड़ा भवन, भोपाल ।
3. वनमण्डलाधिकारी, सामान्य वनमण्डल दतिया/ग्वालियर/ शिवपुरी, मध्यप्रदेश ।
4. परियोजना प्रशासक, माँ रतनगढ़ पी.आई.यू. माँ. जिला-भिण्ड, मध्यप्रदेश ।
5. आदेश पत्रावली ।

 (हरे राम कुमार)
तकनीकी अधिकारी(वानिकी)

Signed by Hare Ram Kumar

Date: 30-01-2023 15:31:56

Reason: Approved