

F. No. 8-52/2018-FC  
Government of India  
Ministry of Environment, Forest and Climate Change  
(Forest Conservation Division)

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Indira Paryavaran Bhawan  
Aliganj, Jorbagh Road  
New Delhi - 110 003

Dated: ~~30<sup>th</sup> September~~, 2018  
~~September~~  
**October**

To,

The Addl. Chief Secretary (Forests),  
Department of Forests & Environment,  
Government of Haryana,  
Haryana Civil Secretariat  
Chandigarh

**Sub: Diversion of 41.05 ha of forest land closed under section 4 & 5 of PLPA 1900 in favour of Head-Administration, Translation Health Science and Technology Institute, NCR Biotech Science Cluster, Faridabad for setting up of Translation Research Teaching and Training in Biotechnology & Animal Research Laboratory along Gurugram-Faridabad Road, at village Bhankri under forest division and District Faridabad, Haryana (online proposal no. FP/HR/others/34808/2018) - regarding.**

Sir,

I am directed to refer to the letter No. Prasha D-3/8305/1534 dated 20.07.2018 of Pr. Chief Conservator of Forests, Department of Forest, Govt. of Haryana, on the above mentioned subject, seeking prior approval of Central Government under Section-2 of the Forest (Conservation) Act, 1980, and to say that the said proposal has been examined by the Forest Advisory Committee (FAC) constituted by the Central Government under Section-3 of the aforesaid Act.

2. After careful consideration of the proposal of the State Government of Haryana and on the basis of the recommendations of the Forest Advisory Committee, the Central Government hereby agrees to accord "*In-principle*" approval under the Forest (Conservation) Act, 1980 for the diversion of 41.05 ha of forest land closed under section 4 & 5 of PLPA 1900 in favour of Head-Administration, Translation Health Science and Technology Institute, NCR Biotech Science Cluster, Faridabad for setting up of Translation Research Teaching and Training in Biotechnology & Animal Research Laboratory along Gurugram-Faridabad Road, at village Bhankri under forest division and District Faridabad, Haryana, subject to the following conditions:-

- (i) Legal status of the diverted forest land shall remain unchanged;
- (ii) The DGPS map of the area proposed for diversion and CA areas will be submitted before stage-II approval;
- (iii) The Compensatory Afforestation shall be done over double degraded forest land to the forest area proposed to be diverted within a period of three years with effect from the date of issue of Stage-II clearance and maintained thereafter in accordance with the approved plan in consultation with the State Forest Department at the cost of the user agency. At least 1000 saplings per hectares shall be planted over 96.618 ha. (96618 plants);



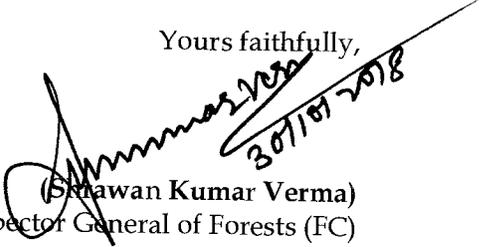
- (iv) The User Agency shall provide additionally 25% of the CA cost towards Soil and Moisture Conservation measures in the proposed CA area as per site requirement and the said amount may be deposited in the account of Ad-hoc CAMPA of the concerned State through online e-portal only;
- (v) The land identified for the purpose of CA shall be clearly depicted on a Survey of India toposheet of 1:50,000 scale;
- (vi) 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 Ad-hoc CAMPA of the concerned State through online portal. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years;
- (vii) The User Agency shall transfer online, the Net Present Value (NPV) of the forest land being diverted under this proposal, as per the orders of the Hon'ble Supreme Court of India dated 28.03.2008, 24.04.2008 and 09.05.2008 in Writ Petition (Civil) No. 202/1995 and the guidelines issued by this Ministry vide its letter No. 5-3/2007-FC dated 05.02.2009. The requisite funds shall be transferred through online portal into Ad-hoc CAMPA account of the State Concerned;
- (viii) **The user agency should ensure that the compensatory levies (CA cost, NPV etc.) are deposited through challan generated online on web portal and deposited in appropriate bank online only. Amount deposited through other mode will not be accepted as compliance of the Stage -I clearance;**
- (ix) At the time of payment on the Net Present Value (NPV) at the then prevailing rate, the User Agency shall furnish an undertaking to pay the additional amount of NPV, if so determined, as per the final decision of the Hon'ble Supreme Court of India;
- (x) The User agency shall obtain the Environment Clearance as per the provisions of the Environment (Protection) Act, 1986, if required;
- (xi) Layout plan of the proposal shall not be changed without the prior approval of the Central Government;
- (xii) No construction of Buildings/labour camps/huts shall be allowed on the forest land;
- (xiii) 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;
- (xiv) Any tree felling shall be done only when it is unavoidable and that too under strict supervision of the State Forest Department;
- (xv) State Government shall complete settlement of rights, in terms of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006, if any, on the forest land to be diverted and submit the documentary evidence as prescribed by this Ministry in its letter No. 11-9/1998-FC (pt.) dated 03.08.2009 read with 05.07.2013 in support thereof;



- (xvi) The user agency shall provide alternate fuels to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas;
- (xvii) Boundary of the forest land proposed to be diverted shall be demarcated on ground at the project cost, by erecting four feet high reinforced cement concrete pillars, each inscribed with its serial number, forward and back bearing, distance from pillar to pillar and GPS co-ordinates;
- (xviii) Any other condition that the concerned Regional Office of this Ministry may stipulate, from time to time, in the interest of conservation, protection and development of forests & wildlife;
- (xix) The user agency shall submit the annual self-compliance report in respect of the above conditions to the State Government, concerned Regional Office and this Ministry by the end of March of every year regularly; and
- (xx) The user agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations, Guidelines, relevant Hon'ble Court Order (s) and National Green Tribunal (NGT) Order(s), if any, pertaining to this project for the time being in force, as applicable to the project;

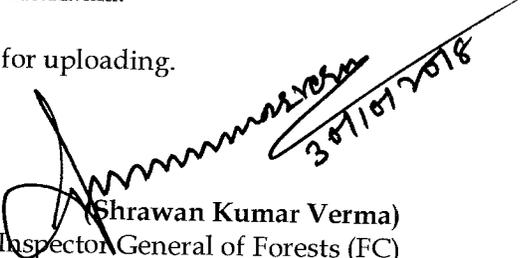
3. After receipt of the report on compliance to the conditions stipulated in the paragraph-2 above, from the State Government of Haryana, final / stage-II approval for diversion of the proposed forest land under Section-2 of the Forest (Conservation) Act, 1980 will be issued by this Ministry. Transfer of the said forest land to the user agency shall not be effected by the State Government of Haryana till final/stage-II approval for its diversion is issued by this Ministry.

Yours faithfully,

  
(Shrawan Kumar Verma)  
Dy. Inspector General of Forests (FC)

**Copy to:-**

1. The Principal Chief Conservator of Forests, Government of Haryana, C-18, Van Bhawan, Sector-6, Panchkula.
2. The Addl. Principal Chief Conservator of Forests (Central), Regional Office (Northern Zone), bays No. 24-25, Sector 31-A, Chandigarh.
3. The Nodal Officer, under the forest (Conservation) Act, 1980, Forest Department, Government of Haryana, C-18, Van Bhawan, Sector-6, Panchkula.
4. User Agency.
5. Monitoring Cell, FC Division, MoEF & CC, New Delhi, for uploading.
6. Guard File.

  
(Shrawan Kumar Verma)  
Dy. Inspector General of Forests (FC)