



**OFFICE OF THE DIVISIONAL FOREST OFFICER,**  
**CHANDRAPUR DIVISION, CHANDRAPUR**

Rambagh Forest Colony, Mul Road, Chandrapur – 442401 (M.S.)

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Sub. :- Diversion of 5.4425 ha. forest land in favour of Executive Engineer, EHV Construction Division MSETCL, Chandrapur for construction and lying of diversion/re-alignment of existing 220 kv. Chandrapur-Warora transmission line passing through Bhatadi Open Cast Mine of Western Coal Fields Ltd., Chandrapur District State of Maharashtra – regarding.

No. :- Desk-5/Survey/Land/ 2568

Chandrapur, Dated 25/11/12 09/2

To,

Executive Engineer,  
EHV Projects Division MSETCL,  
Chandrapur.

Ref.:- Govt. of India letter F. No. FC-II/MH-13/2015-NGP/1212, dated 06/01/2017.

With reference to above letter of Govt. of India above, the User Agency is conveyed to fulfill the following conditions.

**"FORM – A"**

Sr. No.	Conditions	Compliance
(i)	Legal status of the diverted forest land shall remain unchanged;	User Agency to give undertaking.
(ii)	Compensatory afforestation over the degraded forest land, twice in extent to the forest land being diverted, shall be raised and maintained by the State Forest Department at the cost of the User Agency;	Compensatory afforestation $5.4425 \times 2 = 10.885 \times 4,96,523 = 54,04,652/-$
(iii)	The User Agency shall transfer the cost of raising and maintaining the compensatory afforestation, at the current wage rate, to the State Forest Department. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years;	User Agency to give undertaking.
(iv)	The State Government shall charge the Net Present Value (NPV) of the forest land being diverted under this proposal from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 28/03/2008.	Net Present Value $5.4425 \times 6,26,000 = 34,07,005/-$

	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 in this regard;	
(v)	At the time of payment of 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.	User Agency to give undertaking.
(vi)	All the funds received from the user agency under the project, except the funds realized for regeneration/ demarcation of safety zone, shall be transferred to Ad-hoc CAMPA, through e-challan, in the Saving Bank Account pertaining to the State concerned;	User Agency to transfer the funds shown at serial No. 2, 4, 10, 18(d) and 20 into Ad-hoc CAMPA through e-challan in the Saving Bank Account pertaining to the State
(vii)	The User Agency shall obtain the Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986, if required;	User Agency to give undertaking.
(viii)	No labour camp shall be established on the forest land;	User Agency to give undertaking.
(ix)	The User Agency shall provide firewood preferably 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;	User Agency to give undertaking.
(x)	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, forward and back bearing and distance from pillar to pillar;	Diverted forest land demarcated on ground erecting pillars four feet height amount Rs. 1,00,000/-;
(xi)	The forest land shall not be used for any purpose other than that specified in the proposal;	User Agency to give undertaking.
(xii)	The User Agency shall ensure that because of this project, no damage is caused to the wildlife available in the area;	User Agency to give undertaking.
(xiii)	Width of right of way for the transmission line shall be limited to 35 m;	User Agency to give undertaking.
(xiv)	The layout plan of the proposal shall not be changed without the prior approval of the Central Government.	User Agency to give undertaking.
(xv)	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;	User Agency to give undertaking.
(xvi)	The user agency shall install circuit breakers at suitable places besides maintain necessary ground clearance to prevent electrocution of wild animals;	User Agency to give undertaking.
(xvii)	Any tree felling shall be done only when it is unavoidable and that too under strict supervision of the State Forest Department;	The amount Rs. 1,00,000/- pertaining to tree felling to be deposit with Forest Deposit through Challan.
(xviii)	To minimize the felling for construction of transmission line, user agency shall comply with the following guidelines;	



(a)	Below each conductor, width clearance of 3 mts. would be permitted for carrying the tension stringing equipment. The trees on such strips may be felled but after stringing work is completed, the natural regeneration will be allowed to come up.	User Agency to give undertaking.
(b)	One outer strip may be left clear to permit maintenance of the transmission line;	User Agency to give undertaking.
(c)	In the remaining width the right of way felling/ pollarding/ pruning of trees will be done with the permission of the local forest officer whenever necessary to maintain the electrical clearance, trees shall be allowed to be felled or lopped to the extent required, for preventing electrical hazards by maintaining the minimum 4.6 meter clearance between conductors and trees. The sag and swing of the conductors are to be kept in view while working out the minimum clearance mentioned as above;	User Agency to give undertaking.
(d)	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) in right of way under the transmission line, and provide funds for execution of the said scheme to the State Forest Department; and	User Agency to deposit Rs. 2,65,608/- for medicinal plantation as per scheme.
(e)	In case a portion of the transmission lines to be constructed is located in hilly areas, where adequate clearance is already available, trees shall not be cut;	User Agency to give undertaking.
(xix)	The State Government shall ensure that existing transmission line (whose re-alignment has been proposed) passing through the forest area will be dismantled and forest area will be handed over back to the Forest Department.	User Agency to give undertaking.
(xx)	The user agency in consultation with the State Government shall create and maintain alternate habitat/home for the avifauna, whose nesting trees are to be cleared in this project. Bird's nests artificially made out of eco-friendly material shall be used in the area, including forest area and human settlements, adjoining the forest area being diverted for the project;	User Agency to deposit Rs. 1,00,000/- for Avifauna creating alternate habitat / home.
(xxi)	The State Government shall ensure that settlement of rights, in terms of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006, if any, has been completed in accordance with the Guidelines issued by the MoEF&CC in this regard;	User Agency to give undertaking.
(xxii)	The User Agency shall submit six monthly self-compliance reports as on 1 <sup>st</sup> January and 1 <sup>st</sup> July of every year to this office as well as to the Nodal Officer of the State;	User Agency to give undertaking.
(xxiii)	The State Government shall monitor compliance of conditions of Forest Clearance and shall submit in this regard yearly report as on 31 <sup>st</sup> December of every year;	User Agency to give undertaking.

(xxiv)	Any other condition that the concerned Regional Office of the Ministry may stipulate, from time to time, in the interest of conservation, protection and development of forests & wildlife;	User Agency to give undertaking.
(xxv)	The User Agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project, and	User Agency to give undertaking.
(xxvi)	Grant of working permission to the extant proposal may be considered by the State Government in accordance with the provisions as contained in the MoEF&CC's Guidelines dated 07.01.2015	User Agency to give undertaking.

**"FORM – B"**

S.N.	Conditions	Compliance
1.	Nil	No Compliance Report

Encl:- As above.

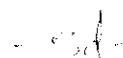


**Divisional Forest Officer,  
Chandrapur Forest Division,  
Chandrapur**

Copy submitted to The Addl. Principal Chief Conservator of Forests and Nodal Officer, Maharashtra State, Nagpur for information.

Copy submitted to The Chief Conservator of Forests, Chandrapur Circle, Chandrapur for information and necessary action.

Copy to Range Forest Officer, Bhadrawati for information and necessary action.



**Divisional Forest Officer,  
Chandrapur Forest Division,  
Chandrapur**