

कार्यालय वनमण्डलाधिकारी, रायगढ़ वनमण्डल, रायगढ़ (छ.ग.)

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क्रमांक/तक.अधि./
प्रति,

2064

/2021/रायगढ़, दिनांक - 05-04-2021

Chief General Manager,
NTPC Talaipali Coal Mining Project,
Lailunga Road Gharghoda
Raigarh (C.G.)

विषय :- **Diversion of forest land for non-forest purpose under Forest Conservation Act, 1980 Proposed for MGR (Merry-Go-Round) Railway line of Talaipalli Coal Mining of NTPC Limited area- 8.795 ha. regarding.**
संदर्भ:- भारत सरकार पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, एकीकृत क्षेत्रीय कार्यालय, रायपुर का पत्र क्रमांक/एफ.नं.-एफ.सी.-2/आर.ओ.सी.एच.-04/एन.जी.पी./19 दिनांक 31.03.2021

उपरोक्त विषयांतर्गत एन.टी.पी.सी. तिलाईपाली कोल माइनिंग द्वारा रायगढ़ जिले के रायगढ़ वनमण्डल अंतर्गत MGR (Merry-Go-Round) Railway line of Talaipalli Coal Mining Project हेतु कुल क्षेत्र 8.795 हे. वन भूमि के गैर वानिकी कार्य हेतु संदर्भित पत्र द्वारा प्रथम चरण की स्वीकृति प्रदान की गयी है।

सैद्धांतिक स्वीकृति में अधिरोपित समस्त शर्तों (i से xxiii) का बिन्दुवार पालन प्रतिवेदन मय वचन पत्र प्रेषित करें एवं निम्नानुसार राशि जमा करें।

- 1) क्षतिपूर्ति वृक्षारोपण हेतु प्रस्तावित वन क्षेत्र में 10 वर्षीय सिंचित वृक्षारोपण हेतु वर्तमान मजदूरी दर अप्रैल 2020 में देय दर अनुसार लागत राशि रुपये प्रति हेक्टेयर 7,26,270/- की दर से दुगुने बिगड़े वन क्षेत्र रकबा 17.5890 हे. का राशि रुपये 12775090/- (रुपये एक करोड़ सताइस लाख पछहत्तर हजार नब्बे रुपये) मात्र जमा करें।
- 2) दाण्डिक क्षतिपूर्ति वृक्षारोपण हेतु प्रस्तावित वन क्षेत्र में 10 वर्षीय सिंचित वृक्षारोपण हेतु वर्तमान मजदूरी दर अप्रैल 2020 में देय दर अनुसार लागत राशि रुपये प्रति हेक्टेयर 7,26,270/- की दर से रकबा 1.400 हे. का राशि रुपये 1016778/- (रुपये दस लाख सोलह हजार सात सौ अठहत्तर रुपये) मात्र जमा करें।
- 3) समादेश याचिका (सी) क्रमांक 202/1995 के अंतर्गत आई.ए. क्रमांक 556 में माननीय सर्वोच्च न्यायालय के आदेशों दिनांक 30.10.2002, 01.08.2003, 28.03.2008, 24.04.2008 एवं 09.05.2008 के अनुसार तथा मंत्रालय के पत्रांक दिनांक 5-3/2007-FC दिनांक 05.02.2009 के द्वारा जारी दिशा निर्देशों के अनुसार प्रस्ताव हेतु व्यपवर्तित की जाने वाली 8.795 हे. मे से खुला वन रकबा 7.446 हे. भूमि के लिए शुद्ध प्रत्याशा मूल्य (NPV) राशि इको वेल्यु क्लास-III खुला वन अनुसार प्रति हे. रुपये 626000/- अनुसार राशि रुपये 4661196/- (रुपये छियालिस लाख एकसठ हजार एक सौ छियान्वे रुपये) मात्र एवं सघन वन रकबा 1.349 हे. भूमि के लिए शुद्ध प्रत्याशा मूल्य (NPV) राशि इको वेल्यु क्लास-III सघन वन अनुसार प्रति हे. रुपये 803000/- अनुसार राशि रुपये 1083247/- (रुपये दस लाख तिरासी हजार दो सौ सैतालिस

हजार रुपये) कुल राशि रुपये 5744443/- (सन्तावन लाख चौवालीस हजार चार सौ तिरालीस रुपये जमा करें।

उपरोक्त राशि कैम्पा कार्पोरेशन बैंक में ई-पेमेंट के माध्यम से वेब पोर्टल द्वारा चालान जनरेट कराकर नोडल कार्यालय से अनुमोदन उपरांत जमा करें।

संलग्न :- उपरोक्तानुसार।

वनमण्डलाधिकारी
रायगढ़ वनमण्डल, रायगढ़

पृ. क्रमांक/तक.अधि./ 2065

/2021/रायगढ़, दिनांक - 05.04.2021

प्रतिलिपि :- 1. अपर प्रधान मुख्य वन संरक्षक (भू-प्रबंध/व.सं.अ.) अटल नगर नवा रायपुर छ.ग. की ओर सूचनार्थ संप्रेषित।

वनमण्डलाधिकारी
रायगढ़ वनमण्डल, रायगढ़



भारत सरकार
GOVERNMENT OF INDIA
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FORESTS
& CLIMATE CHANGE

Integrated Regional Office (Raipur)
Atal Nagar, Naya Raipur
Chhattisgarh- 492015
iro.raipur-mefcc@gov.in

F.No. FC-II/ROCH-04/2020-NGP /19

Date: 31.03.2021

To,

The Principal Secretary (Forests),
Government of Chhattisgarh,
Forest Department,
Mantralaya, Mahanadi Bhavan,
New Raipur (CG).

Sub: Diversion of 8.795 ha forest land for non-forest purpose under Forest Conservation Act, 1980 proposed for MGR (Merry-Go-Round) Railway line of Talaipalli Coal Mining Project of NTPC Limited area- regarding.

Sir,

The undersigned is directed to refer to State Government of Chhattisgarh letter No. Krmank/F 5-19/2020/10-2 dated 05.12.2020 on the above subject seeking prior approval of the Central Government under Section-2 of the Forest (Conservation) Act, 1980 and State Government of Chhattisgarh letter No. krmank/F 5-19/2020/10-2 dated 17.02.2021 forwarding additional information as sought by this Office vide letter of even number dated 24.12.2020 to say that the said proposal has been examined in the Integrated Regional Office in light of the relevant provisions of the Forest (Conservation) Act, 1980 and Guidelines issued thereunder and approved by the Regional Empowered Committee constituted under Section - 4 of the Forest (Conservation) Act, 1980.

After careful examination of the proposal of the State Government and on the basis of the approval of the proposal by the Regional Empowered Committee, the Central Government hereby accords 'in-principle' under Section - 2 of the Forest (Conservation) Act, 1980 for diversion of 8.795 ha forest land for non-forest purpose under Forest Conservation Act, 1980 proposed for MGR (Merry-Go-Round) Railway line of Talaipalli Coal Mining Project of NTPC Limited area subject to the fulfilment of the following conditions:

- i. Legal status of the forest land shall remain unchanged;
- ii. **Compensatory afforestation**
 - a. Compensatory afforestation shall be taken up by the Forest Department over 17.590 ha degraded forest land in Comp No. 190 at Village – Pulsada, Division- Raigarh, Dist- Raigarh at the cost of the User Agency. As far as possible, a mixture of local indigenous species along with 10% RET species of Raigarh District shall be planted and monoculture of any species may be avoided;
 - b. The Penal CA over equivalent 1.4 ha degraded forest area shall be raised and maintained by State Forest Department at the cost of project;
- iii. The cost of compensatory afforestation at the prevailing wage rates as per compensatory afforestation scheme and the cost of survey, demarcation and erection of permanent pillars if required on the CA land shall be deposited in advance with the 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;

Karthik K. ML

iv. NPV:

- NPV
863000/-
- a. The State Government shall charge the Net Present Value(NPV) for the 8.795 ha forest area to be diverted under this proposal from the User Agency as per the orders 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 and 5-3/2007-FC dated 05/02/2009 in this regard;
 - b. 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 be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect;
 - v. User agency shall restrict the felling of trees to minimum number in the diverted forest land and the trees shall be felled under the strict supervision of the State Forest Department and the cost of felling of trees shall be deposited by the User Agency with the State Forest Department;
 - vi. 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/>);
 - vii. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector;
 - viii. The User Agency in consultation with the State Forest Department shall review the existing Wildlife Conservation Plan and if any additional requirements are needed, same shall be added and implemented under the instant proposal;
 - ix. To improve the Forest/ Tree cover and to reduce pollution, as mandated in National Forest Policy, 1988 and Environmental (Protection) Act, 1986 respectively, the User Agency shall develop a separate nursery at one or more places to raise at least 25,000 seedlings of forestry species along with bamboo, fruit bearing, medicinal, ornamental and indigenous/local every year. At least 50% of seedlings shall be planted by User Agency in the vicinity of project area including forest area and for hand holding with local people residing in vicinity of proposed project, User Agency shall voluntarily distribute remaining 50% of seedlings to them free of cost. A compliance report including species wise details of seedlings raised, location of plantation area and details of villagers whom seedlings have been distributed need to be prepared every six month and submitted to Regional Office of MoEF&CC.
 - x. Speed regulating signage will be erected along the railway line at regular intervals in the Protected Areas/ Forest Areas;
 - xi. The User Agency in consultation with Forest Department shall provide under/ over pass for safe passage of wild animals at suitable places as per Wildlife Institute of India's manual entitled "Eco-friendly Measures to Mitigate Impacts of Linear Infrastructure on Wildlife" published in 2016;
 - xii. User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable;
 - xiii. The layout plan of the proposal shall not be changed without prior approval of Central Government;
 - xiv. No labour camp shall be established on the forest land;
 - xv. Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel;

K. M. L.

- xvi. 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;
- xvii. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work;
- xviii. The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less;
- xix. The forest land shall not be used for any purpose other than that specified in the project proposal;
- xx. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Govt. of India;
- xxi. Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per the MoEF&CC Guideline F. No. 11-42/2017-FC dt 29/01/2018;
- xxii. Any other condition that the Ministry of Environment, Forests & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife;
- xxiii. The compliance report shall be uploaded on *e-portal* (<https://parivesh.nic.in/>).

After receipt of a report on the compliance of conditions no iii, iv (a), v, vi, vii and undertakings, duly authenticated by the competent authority in the State Government, in respect of all other conditions, from the State Government, formal approval will be considered in this regard under Section-2 of the Forest (Conservation) Act, 1980.

This issues with the approval of Regional Officer (Central), Integrated Regional Office, MoEF & CC, Nagpur.

Yours faithfully,



(Karthik, M.L.)

Technical Officer (Gr. II)

Copy to:

- i. The PCCF (HoFF), Government of Chhattisgarh, Raipur.
- ii. The Addl. PCCF & Nodal Officer (FCA), Government of Chhattisgarh, Raipur.
- iii. User agency.
- iv. Guard file.

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(Karthik, M.L.)

Technical Officer (Gr. II)