

**GOVERNMENT OF ARUNACHAL PRADESH**  
**DEPARTMENT OF ENVIRONMENT, FORESTS & CLIMATE CHANGE**  
**ITANAGAR.**

No. FOR.3-248/Cons/2021/2891-94

Itanagar dated 23<sup>rd</sup> May'2023

To

The Regional Officer,  
 Ministry of Environment, Forest & Climate Change,  
 Integrated Regional Office, Guwahati,  
 4<sup>th</sup> Floor, Housefed Building, G.S Road, Rukminigaon,  
 Guwahati-781022

Sub:- Proposal for diversion of 35.305 ha of forest land for construction of foot tracks from Sariyo to Longchu (0.00 km to 53.51 km) by NHIDCL in East Kameng District of Arunachal Pradesh

Ref:- RO, Shillong 's letter F.No. 3-AN C 097/2022-GHY/3099-3100 dtd. 11.10.2022.

Sir,

With reference to letter cited above, this is to submit compliance report as below of the conditions stipulated therein for favour of your information and necessary action:

1	The User Agency shall transfer, the Net Present Value (NPV) of the forest land being diverted under this proposal in the revised rates, 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 as per the guidelines issued by the Ministry vide letters No.5-3/2007-FC dated 05.02.2009 and File No.5-3/2011-FC (Vol-I) dated 21.03.2022. The requisite funds shall be transferred through online portal into CAMPA account of the State concerned.	<b>As per revised rate of MoEF&amp;CC's letter dated 22.03.2022</b> , the amount of Net Present Value of the forest land diverted under this proposal for Rs. 5,07,21,635/- has been deposited to National Authority (CAMPA) as per e-challan dated 02.11.2022 and deposited on 30.03.2023 at Annexure-I.
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 for anticipated cost increase for works scheduled for subsequent years.	The cost of compensatory afforestation for Rs.92,59,500/- has been deposited to National Authority (CAMPA) as per e-challan dated 02.11.2022 and deposited on 30.03.2023 at Annexure-I.
3	All the funds received from the user agency (CA, NPV, etc) under the project shall be transferred/deposited to Compensatory Afforestation Fund of Arunachal Pradesh State managed by the Ad-hoc CaMPA only through e-portal ( <a href="https://parivesh.nic.in/">https://parivesh.nic.in/</a> ). Amount deposited through other mode withll not be accepted as compliance of the Stage-I clearance.	The total amount of Rs.5,99,81,135/- being cost of CA & NPV has been deposited to National Authority (CAMPA) as per e-challan dated 02.11.2022 and deposited on 30.03.2023 at Annexure-I .

4	The compliance report shall be uploaded on e-portal ( <a href="https://parivesh.nic.in/">https://parivesh.nic.in/</a> );	Uploaded.
5	The KML files of the area to be diverted, the CA areas, the proposed SMC work, the proposed Catchment Area Treatment area and the WLMP area shall be uploaded on the e-Green watch portal with all requisite details before issuing working permission towards linear projects or submitting compliance report for seeking Stage-II approval, as the case may be	The KML files of the area to be diverted and the CA areas are uploaded on the e-Green watch portal.
6	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	The User Agency has submitted undertaking for this condition. and to be done after final approval by the UA. at Annexure-II
7	The user agency shall explore the possibility of successful translocation of maximum number of trees identified to be felled and shall ensure that any tree felling shall be done only when it is unavoidable and that too under strict supervision of the State Forest Department.	The User Agency has submitted undertaking for this condition at Annexure-II.
8	The charges for felling, logging and transportation of project affected trees should be collected from the user agency at the rates approved by the State Govt and deposited with the DFO concerned for utilization immediately following the diversion of forest land.	An amount of Rs9,57,372/- towards cost of felling, logging and transportation of project affected trees of the land proposed for diversion has been deposited directly to the Divisional Forest Officer, Seppa FD
9	The expenditure like boundary walls, stone pillars, demarcation charges, cost of damage of trees the funds on these accounts should, be deposited with the DFO concerned.	The User Agency has submitted undertaking for this condition at Annexure-II
10	The 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.	The User Agency has submitted undertaking for this condition at Annexure-III.
11	The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.	The complete compliance of the FRA, 2006, submitted by the DC, East Kameng is enclosed at Annexure-'A'
12	As per Ministry's letter No. 11-30/96-FC(Pt) dtd. 14.9.2001, if the compliance of stipulated conditions is awaited from the State Govt. for more than 5(five) years, the in-principal approval would be summarily revoked considering that the user agency is no longer interested in the project.	Noted.



**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 Statge-II approval:**

1	Legal status of the forest land shall remain unchanged.	Noted
2	The Compensatory Afforestation shall be taken up on equivalent degraded forest land of 35.31 ha in Drupong Reserve Forest under Banderdewa Forest Division in Papum Pare District of Arunachal Pradesh within three years from the date of Stage-II Clearance and maintained thereafter by the State Forest Department at the cost of the user Agency. As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species may be avoided. The CA will be maintained for 10 years.	Noted.
3	The proposed OBT labour Sheds in the compensatory afforestation scheme should be of temporary structure and to be dismantled within 10 years from the 1 <sup>st</sup> year of plantation. State Govt shall adhere to Section 5(4) € of CAF rules and other relevant Rules as applicable while implementing the Compensatory afforestation scheme, and accordingly, technically approved and duly signed revised CA estimate scheme is to be submitted.	The CA scheme for 10 years with technically approval by the competent authority has been submitted with the proposal vides dated 22.04.2022.
4	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;	The User Agency has submitted undertaking for this condition at Annexure-IV.
5	The User Agency shall obtain the Environment Clearance as per the provisions of Environment (Protection) Act, 1986, if required;	Noted. User Agency has submitted necessary certificate in this regards.
6	The User Agency shall take all possible precautions & care all the time not to impact adversely the surrounding forests and forest land by their actions/activities.	The User Agency has submitted undertaking for this condition at Annexure-IV.
7	The user agency will undertake comprehensive soil and water conservation measures at the project cost.	The User Agency has submitted undertaking for this condition at Annexure-IV.
8	The overburden shall not be dumped outside the width of the road. The muck generated in the earth cutting will be disposed off at the designated dumping sites and in no case the muck/debris will be allowed to roll down the hill slopes.	The User Agency has submitted undertaking for this condition at Annexure-V.

9	Wherever possible and technically feasible, the user agency shall undertake afforestation measures along the road within the area diverted under this approval, in consultation with the State Forest Department at the project cost.	The User Agency has submitted undertaking for this condition at Annexure-V.
10	The muck dumping area shall be stabilized and plantation of suitable species shall be carried out over stabilized dumps on the cost of the user agency under the supervision of State Forest Department.	The User Agency has submitted undertaking for this condition at Annexure-V
11	The designing of culverts/bridges, if any, over the natural streams/rivers/canals should be done in such a manner that it does not hamper the natural course of the water, does not give rise to water logging and also does not hamper the movement of the wild animals.	The User Agency has submitted undertaking for this condition at Annexure-V.
12	All the site specific engineering structures like retaining walls, breast wall and drainage shall be constructed to avoid any soil erosion and to provide slope stability of the concerned hills.	The User Agency has submitted undertaking for this condition at Annexure-VI.
13	The user agency shall raise strip plantation on both sides and central verge of the road as per the IRC norms.	The User Agency has submitted undertaking for this condition at Annexure-VI.
14	The speed regulating signage will be erected along the road at regular intervals in the Protected Areas/Forest Areas.	The User Agency has submitted undertaking for this condition at Annexure-VI.
15	The user agency shall provide suitable under/over pass in Protected Area/Forest Area as per recommendations of CWLW/NBWL/FAC/REC, wherever applicable.	Noted.
16	No labour camp shall be established on the forest land and the user Agency shall provide fuels 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.	The User Agency has submitted undertaking for this condition at Annexure-VII.
17	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.	The User Agency has submitted undertaking for this condition at Annexure-VII
18	No damage to the flora and fauna of the adjoining area shall be caused.	The User Agency has submitted undertaking for this condition at Annexure-VII
19	The lay out of the proposal shall not be changed without the prior approval of the Central Government.	The User Agency has submitted undertaking for this condition at Annexure-VII
20	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.	Noted.
21	No additional or new path will be constructed inside the forest area for transportation of	The User Agency has submitted undertaking for this condition at Annexure-VIII




	construction materials for execution of the project work.	
22	The forest land shall not be used for any purpose other than that specified in the project proposal.	The User Agency has submitted undertaking for this condition at Annexure-VIII.
23	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.	The User Agency has submitted undertaking for this condition at Annexure-VIII
24	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.	Noted.
25	As per Ministry's letter No. 11-30/96-FC(Pt) dtd. 14.9.2001, if the compliance of stipulated conditions is awaited from the State Govt. for more than 5(five) years, the in-principal approval would be summarily revoked considering that the user agency is no longer interested in the project.	Noted
26	Any other conditions that the Integrated Regional Office, Guwahati, Ministry of Environment, Forest & Climate Change may stipulate from time to time in the interest of conservation, protection and development of Forests & Wildlife.	Noted

It is, therefore, requested to kindly issue necessary formal approval for diversion of 35.305 ha forestland for construction of above foot track under Section-2 of the Forest (Conservation) Act, 1980 at an early date.

Enclosed:- As above

Yours faithfully,

  
23-05-2023

(K.B.Singh)

Addl. PCCF (Cons) & Nodal Officer (FCA)

Copy to:-

1. The Chief Conservator of Forests, WAC, Banderdewa for information.
2. The Executive Director (P). NHIDCL, Niti Vihar, Itanagar for information and necessary action
3. The Divisional Forest Officer, Bomdila Forest Division for information.

  
(K.B.Singh)

Addl. PCCF (Cons) & Nodal Officer (FCA)

5/16/23, 12:38 PM

Annexure-1

Payment Details

3	FP/AR/ROAD/144693/2021 Construction of Foot Track from Sariyo to Longchu km 53.51 km	ROAD1446932021480	11 Oct 2022	CA: 9259500/- Addl CA : 0/- PCA: 0/- CAT : 0/- Safety Zone: 0/- Addl PA : 0/- NPV: 50721634/- Total : 59981134/-	<input checked="" type="checkbox"/> Paid	<b>Fund</b> <b>Demand</b> <b>Verified by</b> : 02 Nov <b>Nodal</b> <b>Officer On</b> <b>Bank Name</b> : Union Bank <b>Mode of</b> : Of India <b>Payment</b> : NEFT/RTGS <b>Challan</b> : (Challan) <b>Generated</b> : 02 Nov <b>On</b> : 2022 <b>Transaction</b> : 30 Mar <b>Date</b> : 2023	Demand Letter Generated Challan
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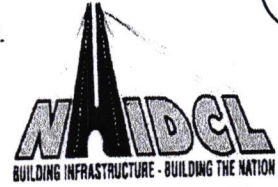
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**OFFICE OF GENERAL MANAGER (P)**

NATIONAL HIGHWAYS & INFRASTRUCTURE DEVELOPMENT CORPORATION LTD.  
MINISTRY OF ROAD TRANSPORT AND HIGHWAYS, GOVERNMENT OF INDIA  
TD Building, Opposite BSNL (SDO) office, PO/PS. Hapoli, Dist: Lower Subansiri,  
Arunachal Pradesh Pin: 791120

E-mail: [gmnlpnhidcl@gmail.com](mailto:gmnlpnhidcl@gmail.com) and [gmplakhimpur@nhidcl.com](mailto:gmplakhimpur@nhidcl.com)



**UNDERTAKING FOR CONDITION No. A (VI)**

The boundary of the diverted forest land, shall be demarcated on grounds at the project cost, as per the directions of the concerned Divisional Forest Officer.  
I on behalf of NHIDCL, hereby undertake that the boundary of the diverted forest land, shall be demarcated on grounds at the project cost as per the directions of the concerned Divisional Forest Officer.

*Kumar*  
28/4/2023

GM (Projects)  
NHIDCL, PMU-Ziro  
Arunachal Pradesh

**UNDERTAKING FOR CONDITION No. A (VII)**

The User Agency shall explore the possibility of successful translocation of maximum number of trees identified to be felled and shall ensure that any tree felling shall be done only when it is unavoidable and that too under the strict supervision of the State Forest Department.

I on behalf of NHIDCL, hereby undertake that the User Agency shall explore the possibility of successful translocation of maximum number of trees identified to be felled and shall ensure that any tree felling shall be done only when it is unavoidable and that too under the strict supervision of the State Forest Department.

*Kumar*  
28/4/2023

GM (Projects)  
NHIDCL, PMU-Ziro  
Arunachal Pradesh

**UNDERTAKING FOR CONDITION No. A (VIII)**

The charges for felling, logging and transportation of project affected trees should be collected from the User Agency at the rates approved by the State Govt and deposited with the DFO concerned for utilization immediately following the diversion of forest land.

I on behalf of NHIDCL, hereby undertake that the charges for felling, logging and transportation of project affected trees should be collected from the User Agency at the rates approved by the State Govt and deposited with the DFO concerned for utilization immediately following the diversion of forest land.

*Kumar*  
28/4/2023

GM (Projects)  
NHIDCL, PMU-Ziro  
Arunachal Pradesh





Annexure-III

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Arunachal Pradesh Pin: 791120

**E-mail: gmnlnhidcl@gmail.com and gmplakhimpur@nhidcl.com**



**UNDERTAKING FOR CONDITION No. A (IX)**

The expenditure like boundary walls, stone pillars, demarcation charges, cost of damage of trees the funds on these accounts should, be deposited with the DFO concerned.  
I on behalf of NHIDCL, hereby undertake that the expenditure like boundary walls, stone pillars, demarcation charges, cost of damage of trees the funds on these accounts should, be deposited with the DFO concerned.

*Kumar*  
28/4/2023

GM (Projects)  
NHIDCL, PMU-Ziro  
Arunachal Pradesh

**UNDERTAKING FOR CONDITION No. A (X)**

The 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.

I on behalf of NHIDCL, hereby undertake that 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 with the State Forest Department.

*Kumar*  
28/4/2023

GM (Projects)  
NHIDCL, PMU-Ziro  
Arunachal Pradesh

**UNDERTAKING FOR CONDITION No. A (XI)**

The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.

*Kumar*  
28/4/2023

GM (Projects)  
NHIDCL, PMU-Ziro  
Arunachal Pradesh



AMC-WCC-A'

124



FROM- II  
(for linear project other than plantation)  
(Rule 6(3) (e) of forest (conversation) Rule 2003 amended up to date)

**GOVERNMENT OF ARUNACHAL PRADESH**  
**OFFICE OF THE DEPUTY COMMISSIONER:: EAST KAMENG**  
**SEPPA**

File No: LM-NHIDCL/FOOT TRK/2021-22

Dated: 06/04/23

**TO WHOMSOEVER IT MAY CONCERN**

In compliance of the Ministry of Environment and Forest (MoEF) Government of India letter No. 11-9/98-FC (pt.) dated 03 Aug 2009 wherein the MoEF issued guideline on submission of evidence for having initiated and completed the process of settlement of right under the scheduled Tribes and other traditional Forest Dwellers (Recognition of Forest Right Act 2006 (FRA for short) on the Forest land Proposed to be diverted for non forest use (read with MoEF's letter dated 05 Feb 2013) wherein MoEF issued certain relaxation in respect of linear project, it is certified that 35.305 Hectares of forest land is proposed to be diverted for favour of the NHIDCL, RO-Itanagar for construction of Foot Track **Lamino-Sariyo-Longchu** in East Kameng District of Arunachal Pradesh.

It is further certified that:

- The complete process of identification and settlement of right under FRA has been carried out for the entire 35.305 Hectares of forest area proposed for diversion.
- Consent of the Gram Sabha under section 3(2) of FRA is not required in respect of Linear Road Project.
- The right of primitive Tribal Groups and pre-agriculture communities, where applicable, have been safeguard as per section 3(1)(e) of the FRA.

  
Deputy Commissioner  
East Kameng  
Seppa  
East Kameng District  
Suppl. Secy



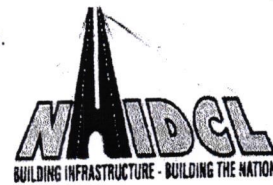
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**E-mail: [gmlpnhidcl@gmail.com](mailto:gmlpnhidcl@gmail.com) and [gmlakhimpur@nhidcl.com](mailto:gmlakhimpur@nhidcl.com)**



**CONDITION NO.IV**

Certified that, 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.

*Kumar*  
28/4/2023

GM (Projects)  
NHIDCL, PMU-Ziro  
Arunachal Pradesh

**CONDITION NO.V**

Certified that, the User Agency shall obtain the Environment Clearance as per the provisions of Environment (Protection) Act, 1986, if required.

*Kumar*  
28/4/2023

GM (Projects)  
NHIDCL, PMU-Ziro  
Arunachal Pradesh

**CONDITION NO.VI**

Certified that, the User Agency shall take all possible precaution & care all the time not to impact adversely the surrounding forests and forest land by their actions/activities.

GM (Projects)  
NHIDCL, PMU-Ziro  
Arunachal Pradesh

**CONDITION NO.VII**

Certified that, the User agency will undertake comprehensive soil and water conservation measure at the project cost.



GM (Projects)  
NHIDCL, PMU-Ziro



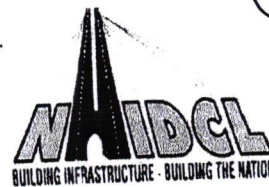
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Arunachal Pradesh Pin: 791120

E-mail: gmnlpnhidcl@gmail.com and gmplakhimpur@nhidcl.com



Arunachal Pradesh

**CONDITION NO.VIII**

Certified that, the overburden shall not be dumped outside the width of the road. The muck generated in the earth cutting will be disposed off at the designated dumping sites and in no case the muck/debris will be allowed to roll down the hill slopes.

*P Kumar*  
28/4/2023

GM (Projects)  
NHIDCL, PMU-Ziro  
Arunachal Pradesh

**CONDITION NO.IX**

Certified that, wherever possible and technically feasible, the user agency shall undertake afforestation measures along the road within the area diverted under this approval, in consultation with the State Forest Department at the project cost.

*P Kumar*  
28/4/2023

GM (Projects)  
NHIDCL, PMU-Ziro  
Arunachal Pradesh

**CONDITION NO.X**

Certified that, the muck dumping area shall be stabilized and plantation of suitable species shall be carried out over stabilized dumps on the cost of the user agency under the supervision of State Forest Department.

*P Kumar*  
28/4/2023

GM (Projects)  
NHIDCL, PMU-Ziro  
Arunachal Pradesh

**CONDITION NO.XI**

Certified that, the designing of culverts/bridges, if any, over the natural streams/rivers/canals should be done in such manner that it does not hamper the natural course of the water, does not give rise to water logging and also does not hamper the movement of the wild animals.

*P Kumar*  
28/4/2023

GM (Projects)  
NHIDCL, PMU-Ziro



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Arunachal Pradesh

**CONDITION NO.XII**

Certified that, all the site specific engineering structures like retaining walls, breast wall and drainage shall be constructed to avoid any soil erosion and to provide slope stability of the concerned hills.

*Kumar*  
28/4/2023

GM (Projects)  
NHIDCL, PMU-Ziro  
Arunachal Pradesh

**CONDITION NO.XIII**

Certified that, the User agency shall raise strip plantation on both sides and central verge of the road as per the IRC norms.

*Kumar*  
28/4/2023

GM (Projects)  
NHIDCL, PMU-Ziro  
Arunachal Pradesh

**CONDITION NO.XIV**

Certified that, the speed regulating signage will be erected along the road at regular intervals in the Protected Areas/Forest Areas.

*Kumar*  
28/4/2023

GM (Projects)  
NHIDCL, PMU-Ziro  
Arunachal Pradesh

**CONDITION NO.XV**

Certified that, the user agency shall provide suitable under/over pass in Protected Area/Forest Area as per recommendations of CWLW/NBWL/FAC/REC, Wherever applicable.

*Kumar*  
28/4/2023

GM (Projects)  
NHIDCL, PMU-Ziro  
Arunachal Pradesh





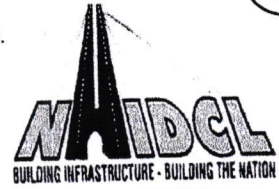
Amendment-VII

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**OFFICE OF GENERAL MANAGER (P)**

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**E-mail: gmnlpnhidcl@gmail.com and gmplakhimpur@nhidcl.com**



**CONDITION NO.XVI**

Certified that, no labour camp shall be established on the forest land and the User Agency shall provide fuels 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.

*P. Kumar*  
28/4/2023

GM (Projects)  
NHIDCL, PMU-Ziro  
Arunachal Pradesh

**CONDITION NO.XVII**

Certified that, 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.

*P. Kumar*  
28/4/2023

GM (Projects)  
NHIDCL, PMU-Ziro  
Arunachal Pradesh

**CONDITION NO.XVIII**

Certified that, no damage to the flora and fauna of the adjoining area shall be caused.

*P. Kumar*  
28/4/2023

GM (Projects)  
NHIDCL, PMU-Ziro  
Arunachal Pradesh

**CONDITION NO.XIX**

Certified that, the lay out of the proposal shall not be changed without the prior approval of the Central Government.

*P. Kumar*  
28/4/2023

GM (Projects)  
NHIDCL, PMU-Ziro  
Arunachal Pradesh



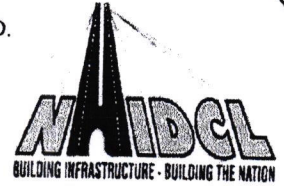


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**OFFICE OF GENERAL MANAGER (P)**

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Arunachal Pradesh Pin: 791120

**E-mail: gmnlnhidcl@gmail.com and gmplakhimpur@nhidcl.com**



**CONDITION NO.XX**

Certified that, 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.

*Kumar*  
28/4/2023  
GM (Projects)  
NHIDCL, PMU-Ziro  
Arunachal Pradesh

**CONDITION NO.XXI**

Certified that, no additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.

*Kumar*  
28/4/2023  
GM (Projects)  
NHIDCL, PMU-Ziro  
Arunachal Pradesh

**CONDITION NO.XXII**

Certified that, the forest land shall not be used for any purpose other than that specified in the project proposal.

*Kumar*  
28/4/2023  
GM (Projects)  
NHIDCL, PMU-Ziro  
Arunachal Pradesh

**CONDITION NO.XXIII**

Certified that, 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.

*Kumar*  
28/4/2023  
GM (Projects)  
NHIDCL, PMU-Ziro  
Arunachal Pradesh

