

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

No. FOR.3-230/Cons/2020/ 490-94

Itanagar dated 7<sup>th</sup> Feb'2022

To

Shri W.Longvah, IFS,  
Inspector General of Forests (C )  
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 49.53 ha of forest land for improvement of Tato-Menchuka road from 0.00 km to 41.275 km by BRTF in West Siang District of Arunachal Pradesh

**Ref:-** Your letter No. 3-AN A 015/2021-GHY/579-580 dtd. 22.06.2021 and 3-AN A 015/2021-GHY/640-641 dtd. 05.07.2021.

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:

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

1	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 IA No.566 in WP (C) No. 202/1995 and as per the guideline issued by the Ministry vide letter No. 5-3/2007-FC dated 05.02.2009. The requisite funds shall be transferred through online portal into the CAMPA account of the State concerned.	The amount of Net Present Value of the forest land diverted under this proposal for Rs. 4,65,08,670/- has been deposited to National Authority (CAMPA) as per e-challan dated 14.07.2021 and deposited on 15.07.2021 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 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. 1,92,26,200/- has been deposited to National Authority (CAMPA) as per e-challan dated 14.07.2021 and deposited on 15.07.2021 at Annexure-I.
3	All the funds received from the User Agency under the project shall be transferred/ deposited in CAMPA account only through <b>e-portal (<a href="https://parivesh.nic.in">https://parivesh.nic.in</a>)</b> . Amount deposited through other mode will not be accepted as compliance of the Stage-I clearance.	The total cost of compensatory levies of Rs.6,57,34,870/- has been deposited to National Authority (CAMPA) as per e-challan dated 14.07.2021 and deposited on 15.07.2021 at Annexure-I

4	The compliance report shall be uploaded on e-portal ( <a href="https://parivesh.nic.in">https://parivesh.nic.in</a> ).	Noted
5	The boundary of the diverted forest land mining lease and safety zone, as applicable, shall be demarcated on ground at the project cost, by erecting four feet high reinforced cement concrete pillars, each inscribed with its serial number, distance from the pillar to pillar and GPS co-ordinates as per the directions of the concerned Divisional Forest Officer.	The User Agency has submitted undertaking for this condition at Annexure-II.
6	The expenditure like 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.	Deposited the amount against revenue of the State.
7	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-III.
8	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.
9	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-IV.
10	The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.	The compliance of FRA'2006, may not be required as per MoEF&CC's letter F.No.11-156/2008-FC dated 27.04.2011.
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.	The User Agency has submitted undertaking for this condition at Annexure-V.
12	<b>Addl. information:</b> The non-forest land/Village Reserve Forest proposed for CA shall be transferred and mutated in the name of Forest Department and notified as RF/PF prior to Stage-II approval. A copy of the original notification declaring the non-forest land under Section 4 or Section 29 of the Indian Forest Act,1927, or under the relevant section of the	Copy of notification is enclosed at Annexure-VI.



	State Forest Act as the case may be, will be submitted by the State Government prior to Stage-II approval	
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**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 by the Forest Department over <i>equivalent village forest area of 49.53 ha in Idu-Keba (Singa) VFR compartment in Yingkiong Forest Division, Upper Siang District</i> 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 OB labour Sheds & MB type quarter 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 adhered to Section 5 (4)(e) 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.	Noted.
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-VII.
5	The User Agency shall obtain the mandatory Environment Clearance as per the provisions of Environment (Protection) Act, 1986, if required;	Not applicable.
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-VIII.
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-VIII.
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-IX.
9	Wherever possible and technically feasible, the user agency shall undertake afforestation	The User Agency has submitted undertaking for this condition at Annexure-IX.


	measures along the road within the area diverted under this approval, in consultation with the State Forest Department at the project cost.	
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-IX.
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-X.
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-XI.
13	No labour camps 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-XI.
14	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-XII.
15	No damage to flora and fauna of the adjoining area shall be caused;	The User Agency has submitted undertaking for this condition at Annexure-XII.
16	The lay out plan 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-XIII.
17	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
18	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-XIII.
19	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-XIII.
20	The user agency shall provide suitable under/over pass in Protected Area/Forest Area as per recommendations of CWLW/NBWL/FAC/REC, wherever applicable.	The User Agency has submitted undertaking for this condition at Annexure-XIV.
21	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	The User Agency has submitted undertaking for this condition at Annexure-XV

	being in force, as applicable to the project.	
22	No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.	The User Agency has submitted undertaking for this condition. at Annexure-XV
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.	Noted.
24	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-XVI.
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-principle approval would be summarily be revoked considering that the user agency is no longer interested in the project.	Noted
26	Any other conditions that the North Eastern Regional Office, 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 49.53 ha forestland for construction of above road under Section-2 of the Forest (Conservation) Act, 1980 at an early date.

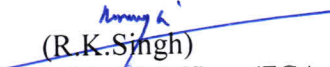
Enclosed:- As above

Yours faithfully,

  
(R.K. Singh)  
PCCF (A&V) & Nodal Officer (FCA)

Copy to:-

1. The Chief Conservator of Forests, CAC, Pasighat for information.
2. The Officer Commanding, 1443 BCC (GREF), C/o 99 APO, PIN-930092 for information and necessary action.
3. The Nodal Officer (P), ARUNANK, C/o 99 APO for information and necessary action.
4. The Divisional Forest Officer, Along Forest Division for information.

  
(R.K. Singh)  
PCCF (A&V) & Nodal Officer (FCA)

