

Government of Gujarat,  
Forest and Environment Department,  
Block No. 14, 8<sup>th</sup> Floor, Sardar Patel Bhavan, Sachivalaya,  
Gandhinagar, Gujarat-382010

No. FED/FLP/e-file/6/2023/0926/F

To,

**Regional Officer, IRO-Gandhinagar,**

Ministry of Environment, Forest &amp; Climate Change,

A-407 &amp; A-409, Aranya Bhavan,

CH-3 Circle, Sector-10 A,

Gandhinagar-382010.

**Subject:** Diversion of **0.0346 ha**. Protected Forest land for construction of 33 KV overhead transmission line from Ratadiya PSS, Ta-Nakhatrana to Adani Wind Energy Kutch Five Limited's wind turbine locations proposed at Ratadiya, Amara, Vigodi, Khirasara, Rampar Village, Ta- Nakhatrana ,District Kachchh in favour of Adani Wind Energy Kutchh Five Ltd., Ahmedabad.

Sir,

Kindly refer to your letter F.No. FC-6/GJB-47/2022-GNR/, dated.21.07.2022 on the subject cited above and it is informed that:-

Sr. No.	Condition	Compliance
<b>A: Conditions which needs to be complied prior to handing over to forest land by the State Forest Department.</b>		
1.	The cost of compensatory afforestation at prevailing wages rates at the 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 shall be maintained for 10 years. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.	The User Agency has already transferred an amount of Rs.4,95,296/- towards the cost of Compensatory Afforestation, Survey, Demarcation and Boundary pillars in the CAMPA fund.
2.	The State Government shall charge the Net Present Value (NPV) for the <b>0.0346 ha</b> 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 and revision of NPV vide Ministry letter No.5-3/2011-FC(Vol-1) dated:06.01.2022 in this regard.	The User Agency has already transferred an amount of Rs.23,187/- towards the cost of Net Present Value in the CAMPA fund.
3.	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 for execution of the said scheme before working permission as in case in linear project.	The User Agency has agreed
4.	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.	The User Agency has already given the undertaking in this regard.
5.	The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.	The User Agency has submitted a FRA certificate from Collector Kutch-Bhuj.
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 agreed
7.	The KML file of area to be diverted and the CA areas shall be uploaded on the e-Green watch portal with all requisite details, before issuing working permission	The KML files of the CA area is uploaded on e-green watch portal. The copy of screen shot is attached herewith.

File No: FED/FLP/e-file/6/2023/0926/F Section

Approved By: Sanjeev Kumar, IAS(PS,FED)

Open the document in Adobe Acrobat DC to verify the E-sign



	towards linear projects or submitting compliance report for seeking Stage-II approval, as the case may be.	
8.	All the funds received from the user agency under the project shall be transferred/deposited to CAMPA fund only through e-portal.	Funds from the user agency has been transferred online to the CAMPA fund through e-portal.
<b>B: Conditions which needs 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 Final/Stage-II approval:</b>		
1.	Legal status of the forest land shall remain unchanged.	The User Agency has Agreed
2.	Forest land will be handed over to the user agency only after required non-forest land for the project is handed over by the User Agency.	The User Agency has stated that the said condition is not applicable. Further, the user agency has stated that for transmission line projects, only ROW is applicable and land acquisition is not required for any non-forest land.
3.	Compensatory afforestation shall be taken up by the Forest Department over <u>1.00 ha</u> degraded forest land Survey No.418, Village-Vandh, Taluka-Mandvi, District-Kutch, Gujarat 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 User Agency has already deposited an amount of Rs.4,95,296/- towards the cost of Compensatory afforestation in the CAMPA fund.
4.	No any tree felling shall be carried out during the implementation of the project.	The User Agency has agreed
5.	The User agency shall comply with the guidelines for laying transmission lines through forest areas issued by Ministry vide letter No.7-25/2012-FC dated 05/05/2014& 19/11/2014.	The User Agency has agreed
6.	The User Agency shall comply with the guideline for laying transmission lines through forest areas issued by Ministry vide letter Chapter 10 of FCA, 1980, Handbook 2019.	The User Agency has agreed
7.	The User Agency shall comply with the Hon'ble NGT order for Transmission Line dated:07.03.2012.	The User Agency has agreed
8.	No damage to the flora and fauna of the adjoining area shall be caused.	The User Agency has agreed
9.	The layout plan of the proposal shall not be changed without prior approval of the Central Government.	The User Agency has Agreed
10.	No labour camp shall be established on the forest land.	The User Agency has Agreed
11.	Sufficient firewood, preferably alternate fuel, shall be provided by the User Agency to the laborers after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.	The User Agency has Agreed
12.	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 agreed
13.	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 Agreed
14.	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 Agreed
15.	The forest land shall not be used for any purpose other than that specified in the project proposal.	The User Agency has agreed
16.	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 Agreed
17.	The User Agency shall submit the annual self-compliance report in respect of the above stated conditions to the State Government and Integrated Regional Office, Gandhinagar by the end of March every year.	The User Agency has Agreed
18.	The User Agency shall comply with all provisions of the	The User Agency has Agreed



	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.	
19.	Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per para of 1.21 of FCA, 1980 Handbook 2019.	No Violation of Forest (Conservation) Act, 1980
20.	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.	The User Agency has Agreed
21	The compliance report in the letter format of Govt. of Gujarat shall be uploaded on e-portal ( <a href="https://parivesh.nic.in">https://parivesh.nic.in</a> ).	The Compliance report is uploaded on e-portal.

Yours faithfully,  
(Prasun Patel)  
Under Secretary  
Forest & Environment Departmen

**Encl.** As above.

**copy to:-**

1. Nodal officer (FCA), Pr. Chief Conservator of Forest's Office, Gujarat State, 'Aranya Bhavan' Sector-10/A, Gandhinagar.
2. Select File

