

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

No. FED/FLP/e-file/6/2023/0913/F

To,
Regional Officer, IRO-Gandhinagar,
Ministry of Environment, Forest & Climate Change,
A-407 & A-409, Aranya Bhavan,
CH-3 Circle, Sectr-10 A,
Gandhinagar-382010.

Subject: Diversion of **226.3223 ha.** Protected Forest land for construction of 765 KV D/C transmission line project from Khavda to PGCIL sub station Bhuj in Kachchh District in favour of Adani Green Energy Thirty Ltd., Ahmedabad.

Sir,

Kindly refer to your letter F.No. FC-6/GJC-2/2023-GNR, dated. 06.02.2023 on the subject cited above and it is informed that:-

Sr. No.	Condition	Compliance
A: Conditions which needs to be complied prior to handing over of forest land by the State Forest Department:		
1	The cost of compensatory afforestation on the degraded CA land 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.	The User Agency has deposited an amount of Rs.22,69,23,936/- towards the cost of Compensatory Afforestation in the CAMPA fund.
2	The State Government shall charge the Net Present Value (NPV) for the 0.806 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.11) 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 deposited an amount of Rs.15,16,67,626/- towards the cost of Net Present Value in the CAMPA fund.
3	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.
4	The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.	FRA certificate of Collector, Kutch-Bhuj is attached herewith.
5	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
6	The KML files of diverted area and CA areas 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 CA areas is uploaded on the e-Green watch portal.
7	All the funds received from the user agency under the project shall be transferred/ deposited in CAMPA fund only through e-portal (https://pariveshnic.in).	Funds from the user agency has been transferred online to the CAMPA fund through e-portal.
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 Stage-II approval:		
1	Legal status of the diverted 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 to the user agency.	The User Agency has stated that this condition is not applicable. Further, the User agency has stated that CA scheme has been prepared by State Forest Department over twice

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

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				degraded forest land i.e., 453 ha in Village-Baiyavo, and Mundvay, Tehsil-Lakhpat, Range-Dabla, District-Kutch, Gujarat.
3	Compensatory afforestation shall be taken up by the Forest Department over 453.00 ha. de-graded forest land at the cost of the user agency. As far as possible, a mixture of local indigenous species shall be planted and mono-culture of any species may be avoided. Details of CA location is as follows:			Noted
	Sr. No.	Name of Forest Division	CA Area (ha.)	
	1	Kutch (West)	290.00	
	2	Kutch (West)	163.00	
				Details of CA Scheme
				Survey no. 56/pt., Village-Baiyavo, Taluka-Lakhpat, District-Kutch
				Survey no.26/pt., Village-Mudhvay, Taluka-Lakhpat, District-Kutch
4	User Agency shall restrict the felling of trees to 43 trees/minimum numbers in the diverted forest land and the trees shall be felled under the strict supervision of the State Forest Department and cost of felling of trees shall be deposited by the user agency with the State Forest Department.			The User Agency has Agreed
5	The User Agency shall comply with the guideline for laying transmission lines through forest areas issued by Ministry vide letter no. 7-25/2012-FC dated 05/05/2014 &N 19/11/2014.			The User Agency has Agreed
6	The user agency shall comply with the guidelines for laying transmission lines through forest areas issued by Ministry vide 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 Central Government.			The User Agency has agreed
10	No labour camp shall be establishment on the forest land.			The User Agency has agreed
11	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 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 State Government and user agency shall comply the provisions of the all Acts, Rules, Regulations, guidelines, NGT order & Hon'ble Court Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project.			The User Agency has agreed
19	Violation of any of these conditions will amount to violations of Forest (Conservation) Act, 1980 and action would be taken as Para 1.21 of FCA, 1980 Handbook 2019.			The User Agency has agreed
20	Any other condition that the Ministry of Environment, Forest & Climate Change may stipulate from time to time in the interest of conservation,			The User Agency has agreed



21	protection and development of forests & wildlife The compliance report in letter format of State Govt. of Gujarat shall be uploaded on e-portal (http://parivesh.nic.in) in letter format.	The Compliance report is uploaded on e-portal.
Specific Conditions :-		
1.	The User Agency at its cost shall provide bird deflectors, which are to be fixed on upper conductor of transmission line at 10 meter intervals to avoid bird hits in complete length of the transmission line (within forest and outside forest area) from Khavda to PGCIL Substation Bhuj.	The User Agency has agreed
2.	The heavy growth of Prosopis juliflora in CA area has to be removed for carrying out plantation at the cost of user agency.	The User Agency has agreed
3.	Two rows of Azadirachta indica (Neem) has to be planted along the boundary of CA area at the cost of User Agency.	The User Agency has agreed
4.	The User Agency in consultation with the State Forest Department prepare a detailed scheme for creation and maintenance of plantation of medicinal/dwarf species in right of way under the transmission line for execution of the said scheme to the State Forest Department. For this proposal plantation will be done un proposed alternate site at Mandvi Range of Kutch West Division, as the plantation is not possible in Banni Grassland due to inundation during he monsoon season (for 3 to 4 months).	The User Agency has deposited an amount of Rs.10,28,29,143/- towards the cost of medicinal plantation in the CAMPA fund.

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

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

