

GOVERNMENT OF MIZORAM
OFFICE OF THE PRINCIPAL CHIEF CONSERVATOR OF FORESTS
DEPARTMENT OF ENVIRONMENT, FORESTS & CLIMATE CHANGE
MIZORAM::AIZAWL

No.B.22015/2/2020-FC/PCCF /pt

Dated Aizawl the 31th March, 2023

To

✓ The Principal Secretary to Govt. of Mizoram,
 Environment Forests & Climate Change Department,
 Aizawl : Mizoram.

Subj: Construction of 2-laning with hard shoulder configuration of NH-302 and NH 54 (A) from Lunglei - Tlabung section of NH-302 in Mizoram under Bharatmala Pariyojna on EPC mode - "Verification of IPA Compliance report" - reg.

Ref: 1) IRO Shillong, MoEF&CC's letter No.3-MZC024/2022-SHI/1651-52 dt. 30.08.2022
 2) IRO Shillong, MoEF&CC's letter No.3-MZC024/2022-SHI/2746-47 dt. 16.12.2022

Sir,

In inviting a reference to the subject and letter cited above, I am directed to furnish herewith verification of the compliance report of conditions stipulated under In-Principle Approval for kind information and further necessary action please:

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

Para No.	Conditions stipulated by MoEF&CC	Compliance report by UA	DFO Lunglei verification	DFO Tlabung verification	Nodal Officer verification
1.	The user agency shall transfer, the Net Present Value (NPV) of the forest land being diverted under this proposal, as per the Ministry's Guideline No. 5-3/2011-FC (Vol.I) dated 06.01.2022 and even No. dated 19.01.2022. The requisite funds shall be transferred through online portal into CAMPA account of the State concerned.	The funds towards the Net Present Value (NPV) received as per demand letter No. B.22015/2/2020-FC/PCCF/607 dated 12.09.2022 is already deposited to Central CAMPA account through challan by cheque no-680601 dated 18.11.2022.	This will be shown in the State CAMPA Account.	This will be shown in the State CAMPA Account.	User Agency has deposited Rs. 5,61,55,539.51/- towards Net Present Value (NPV) in CAMPA Account on dt. 18.11.2022.
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	The funds towards the Compensatory afforestation (CA) received as per demand letter No. B.22015/2/2020-FC/PCCF/607 dated 12.09.2022 is	This will be shown in the State CAMPA Account.	This will be shown in the State CAMPA Account.	User Agency has deposited Rs. 79,27,090/- towards Compensatory Afforestation (CA) in CAMPA Account

	concerned State through online portal. The scheme may include appropriate for anticipated cost increase for works scheduled for subsequent years	already deposited to Central CAMPA account through challan by cheque no-680601 dated 18.11.2022			on dt. 18.11.2022.
3.	The user agency shall transfer the cost of raising Avenue Plantation on the road side with the State Forest Department to CAMPA account only through e-portal.	The funds towards the Avenue Plantation received as per demand letter No. B.22015/2/2020-FC/PCCF/607 dated 12.09.2022 is already deposited to Central CAMPA account through challan by cheque no-680601 dated 18.11.2022	This will be shown in the State CAMPA Account.	This will be shown in the State CAMPA Account.	User Agency has deposited Rs. 67,14,165/-towards Avenue Plantation in CAMPA Account on dt. 18.11.2022.
4.	All the funds received from the user agency under the project shall be transferred / deposited to CAMPA account only through e-portal (https://parivesh.nic.in). Amount deposited through other mode will not be accepted as compliance of the Stage-I clearance.	The funds towards Net Present Value (NPV), Compensatory Afforestation (CA) and Avenue Plantation received as per demand letter No. B.22015/2/2020-FC/PCCF/607 dated 12.09.2022 is already deposited to Central CAMPA account through challan by cheque no-680601 dated 18.11.2022	This will be shown in the State CAMPA Account.	This will be shown in the State CAMPA Account.	The funds amounting to Rs. 7,07,96,794.51/- towards NPV, CA and Avenue Plantation have been deposited by User Agency in CAMPA Account through e-portal (https://parivesh.nic.in) on dt.18.11.2022.
5.	The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the District Collector.	Not applicable	NA	NA	FRA, 2006 is not applicable in the State of Mizoram, a copy of which is also uploaded in PARIVESH Portal.
6.	The KML files of the area to diverted the CA area shall be uploaded on the e-Green watch portal with all requisite details before issue working permission towards linear projects or submitting compliance report for seeking Stage-II approval, as the case may be	To be complied by State Forest Department	Due to technical problem on e-green watch, files are not uploaded.	Due to technical problem on e-green watch, files are not uploaded.	There are some problems in uploading KML files in the e-green watch portal. Efforts are made to comply with this condition at the earliest.

	<p>The violation reported in this instant proposal will attract the provision of 1.21 (ii) of the Forest Conservation Rules , 2003 (Guidelines and Clarifications) that deals with Ex-post facto approval and Penal provisions as under :-</p>				
7.	<p>a) The penalty for violation shall be equal to NPV of forest land per hectare for each year of violation from the date of actual diversion as reported by the inspecting officer with maximum up to five (5) times of NPV plus 12% simple interest till the deposits is made.</p> <p>b) In this case, 20% of the above penalty shall be imposed, as this proposal is for public utility project of the Government.</p>	<p>The user agency has deposited Penal NPV amount of Rs. 8,86,513/- in the Central CAMPA Account through challan dated 25.11.2022.</p>	<p>This will be shown in the State CAMPA Account.</p>	<p>This will be shown in the State CAMPA Account.</p>	<p>User Agency has deposited Rs. 8,86,512.6/- towards penal NPV in CAMPA Account on through e-portal (https://parivesh.nic.in) on dt. 25.11.2022.</p>
	<p>c) State Government will initiate disciplinary action against the Forest and NHIDCL officers / officials concerned as per State Forest laws for not being able to prevent use of forest land for non-forestry purpose without prior approval of Government of India.</p>				<p>Violation was detected on 26.04.2022 in Lunglei Division and on 21.12.2021 in Tlabung division. Stay order cum call for explanation was issued to the UA (NHIDCL) and works were stopped. Since violation was detected within a short span of time, in spite of shortage of field staff and increasing work load, the matter may not be termed as negligence on the part of forest officials.</p>
	<p>d) User agency responsible for violation shall be prosecuted under local Act of the State for unauthorized use of forest land without the</p>				<p>The said area was claimed by private people and hence work was started by the UA. Work were</p>

		permission of State authority.				stopped as soon as stay order was issued, and the User Agency was fined Rs.5000 and Rs. 20,000 as compounding fee under Lunglei and Tlabung divisions respectively. Moreover all the felled trees were recovered. Violation appears to be unintentional. Payment of CA levies and penal amount has been made by User Agency.
8.		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	We hereby agreed to abide by this condition	There was violation of the FC Act, 1980 by carrying out work in Forest area of 0.084 ha (by felling 30 trees) before obtaining prior permission from the competent authority. The case was compounded by imposing a fine of Rs.5000/- with condition that the UA should collect all the felled trees. As such a fine of Rs. 5000/- was paid by the UA and all the felled trees were collected and disposed, realizing Rs. 151800/-. Penal NPV amounting to Rs. 18763.92 was also paid by the UA.	There was violation of the FC Act, 1980 by carrying out work in Forest area of 3.02 ha (by felling 251 trees) before obtaining prior permission from the competent authority. The case was compounded by imposing a fine of Rs. 20,000/- with condition that the UA should collect all the felled trees. As such a fine of Rs. 20,000/- was paid by the UA and a total of 780 logs has been, recovered and kept at Range Officer Complex, Lungsen.	Status on compliance as detailed in other paras.

9.	The cost of felling of trees shall be deposited by the User Agency with the State Forest Department.	The User Agency has deposited NPV amount of Rs. 84,86,116/- in the State CAMPA Account through PFMS on dated 18.11.2022 and previously deposited Rs. 23,52,444.16/- in the State CAMPA Account on dated 14.09.2021.	This will be shown in the State CAMPA Account.	This will be shown in the State CAMPA Account.	User Agency has deposited Rs. 84,86,118/- towards cost of felling of trees in Mizoram State CAMPA Account on dt. 18.11.2022.
10.	Undertaking from the user agency for providing proper drainage of retaining / breast wall in steep slopes and stabilization of side slope to avoid soil erosion and landslides; and to provide drains / cross drains. Physical barriers / structures to prevent muck from entering streams & rivers and other ecologically sensitive areas are to be constructed on the lower slope side, if required, before any construction works are started.	An undertaking / certificate is enclosed vide PMU-Letter No. 216/NHIDCL/PMU-Lunglei/NH54A & NH302/LT/Wk/Forest/ 1617 dated 26.10.2022	Being Complied.	Being Complied.	No comments
11.	The compliance report shall be uploaded on e-portal (https://parivesh.nic.in/):	We hereby agreed to abide by this condition.	Being Complied.	Being Complied.	Compliance report has been uploaded in PARIVESH Portal.

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 Stage-II approval.

Para No.	Conditions stipulated by MoEF&CC	Compliance report by UA	DFO Lunglei verification	DFO Tlabung verification	Nodal Officer verification
1	Legal Status of the diverted forest land shall remain unchanged.	We hereby agreed to abide by this condition	No comments	No comments	No comments
2.	Compensatory Afforestation shall be raised over equivalent non-forest i.e 39.81 ha identified by the State Forest Department at Khawbel, Serchhip Forest Range under Thenzawl Forest Division	To be complied by State Forest department	No comments	No comments	Actions for carrying out CA plantation are being undertaken.
3	The non-forest land transferred and mutated in	To be complied by State Forest Department	No comments	No comments	Actions on notifying mutated land as

	<p>favour of the State Forest Department shall be notified by the State Government as Reserve Forest / Protected Forest under Section-4 of PF under Section-29 of the Indian Forest Act, 1927 or under the relevant Section (s) of the local Forest Act latest within a period of six months from the date of issue of Stage-II approval. The Nodal Office shall report compliance in this regard along with a copy of the original notification declaring the non-forest land under Forest Act, 1927 or under the relevant Section (s) of the local Forest Act as the case may be, within the stipulated period to the Central Government for information and record.</p>				Reserved Forest is under process.
4	<p>The forest land proposed to be diverted shall under on circumstances be transferred to any other agency, department or person without prior approval of the Central Government;</p>	<p>An undertaking / certificate is enclosed at Annexure-II</p>	No comments	No comments	No comments
5	<p>No damage to the flora and fauna of the adjoining area shall be caused;</p>	<p>An undertaking / certificate is enclosed at annexure-III</p>	Complied	Complied	No comments
6	<p>The layout plan of the proposal shall not be changed without the prior approval of the Central Government</p>	<p>An undertaking / certificate is enclosed at annexure-IV</p>	No comments	No comments	No comments
7	<p>The concerned Divisional Forest Officer, will monitor and take necessary mitigative measure to ensure that there is no adverse impact on the Forest in the surrounding area;</p>	<p>Noted. We hereby agree to abide by this condition</p>	Being complied	Being complied	No comments
8	<p>The user agency shall undertake re-grassing of the muck dumping area and restore the land to a condition which is fit for growth of fodder, flora, fauna etc;</p>	<p>An undertaking / certificate is enclosed at annexure-V</p>	Being complied	Being complied	No comments

9	The user Agency shall submit the annual self-compliance report in respect of the above stated condition to the State Government, concerned Regional Office and to the Ministry by the end of March every year;	An undertaking / certificate is enclosed at annexure-VI	No comments	No comments	No comments
10	The user agency shall comply all the provisions of the all Act, 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;	An undertaking / certificate is enclosed at annexure-VII	No comments	No comments	No comments
11	All other clearance/ NOCs under different applicable rules / regulations/local laws and under Forest Dwellers (Recognition of Forest Rights) Act, 2006 as required vide MoEF, New Delhi guideline No. 11-9/1998-FC (pt) dated 03.08.2009 shall be complied with;	An undertaking / certificate is enclosed at annexure-VIII	Being complied	Being complied	No comments
12	As per Ministry's letter No. 11-30/96-FC(pt) dt. 14.09.2001, if the compliance of stipulated condition is awaited from the State Govt. for more than 5 (five) years, the in-principal approval would be summarily be revoked considering that the user agency is no longer interested in the project;	We hereby agreed to abide by this condition	No comments	No comments	No comments
13	After receipt of the compliance report from the State Government on fulfillment of the condition mentioned above, final approval will be issued in this regard. Formal transfer of forest land shall not be affected by the State Govt. till final approval is granted by the Central Government	We hereby agreed to abide by this condition	No comments	No comments	No comments

Encls:- As above

Yours faithfully,


31/3/2023

(M.Z. SINGSON)

Deputy Conservator of Forests (FC)

Memo No.B.22015/2/2020-FC/PCCF /PT

Dated Aizawl the 31th March, 2023

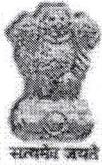
Copy to:

1. Conservator of Forests (Southern Circle), EF&CC Deptt. for kind information please.
2. Divisional Forest Officer (Lunglei) for kind information please.
3. Divisional Forest Officer (Tlabung) for kind information please.


31/3/23

(VANLALNUNPUI HMAR)

Assistant Conservator of Forests (FC)



सत्यमेव जयते

भारतसरकार
GOVERNMENT OF INDIA
एकीकृतक्षेत्रीयकार्यालय
INTEGRATED REGIONAL OFFICE
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FOREST AND CLIMATE CHANGE
लॉउसीबलुम्बतंगेन/LAW-U-SIB, LUMBATNGEN,
शिलॉंग/SHILLONG-793021
TEL. 0364-2537278; FAX. 0364-2536041
E-mail: moefro.shillong@gov.in



No.3-MZ C 024/2022-SHI/ 1651 -52

30th August, 2022

To,

Principal Secretary,
Government of Mizoram,
Environment, Forests & Climate Change Department,
Aizawl-796001.

Sub : : Proposal for diversion of 39.81 ha of forest land for construction of 2-laning with hard shoulder configuration of NH 302 and NH 54 (A) from Lunglei-Tlabung Section of NH-302 in the State of Mizoram under 'Bharatmala Pariyojana' on EPC Mode by NHIDCL.

Sir,

This has got reference to the State Government of Mizoram letter No.G.20015/65/2022-FST dated 13.06.2022 on the subject mentioned above seeking prior approval of the Central Government under Section-2 of the Forest (Conservation) Act, 1980.

2. After careful examination of the proposal of the State Government of Mizoram and the additional information submitted vide their letter No.G.20015/65/2022-FST. dated 20.06.2022, the REC on 27.06.2022 has recommended for submission to Ministry, New Delhi for approval. Upon receipt of **ex-post facto approval** from Competant Authority subject to standard and penalty, the **In-principle / Stage-I approval** of the Central Government is hereby granted for diversion of **39.81 ha** of forest land for widening and upgradation of NH 302 and NH 54 (A) to 2-lane with hard shoulder and in the State of Mizoram by NHIDCL, subject to the following conditions:

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, the Net Present Value (NPV) of the forest land being diverted under this proposal, as per the Ministry's Guideline No.5-3/2011-FC (Vol.I) dated 06.01.2022 and even No. dated 19.01.2022. The requisite funds shall be transferred through online portal into CAMPA account of the State concerned;
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;
3. The user agency shall transfer the cost of raising Avenue plantation on the road side with the State Forest Department to CAMPA account only through e-portal;
4. All the funds received from the user agency under the project shall be transferred/deposited to CAMPA account only through e-portal (<https://parivesh.nic.in>). Amount deposited through other mode will not be accepted as compliance of the Stage-I clearance;

o/c

5. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the District Collector;
6. The KML files of the area to be diverted, the CA 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;
7. The violation reported in this instant proposal will attract the provision of 1.21 (ii) of the Forest Conservation Rules, 2003 (Guidelines and Clarifications) that deals with Ex-post facto approval and Penal provisions as under:-
 - a. The penalty for violation shall be equal to NPV of forest land per hectare for each year of violation from the date of actual diversion as reported by the inspecting officer with maximum up to five (5) times of NPV plus 12% simple interest till the deposits is made.
 - b. In this case, 20% of the above penalty shall be imposed, as this proposal is for public utility project of the Government.
 - c. State Government will initiate disciplinary action against the Forest and NHIDCL officers/officials concerned as per State Forest laws for not being able to prevent use of forest land for non-forestry purpose without prior approval of Government of India.
 - d. User agency responsible for violation shall be prosecuted under local Act of the State for unauthorized use of forest land without the permission of State authority.
8. 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 I 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;
9. The cost of felling of trees shall be deposited by the User Agency with the State Forest Department;
10. Undertaking from the user agency for providing proper drainage of retaining / breast wall in steep slopes and stabilization of side slope to avoid soil erosion and landslides; and to provide drains / cross drains. Physical barriers / structures to prevent muck from entering streams & rivers and other ecologically sensitive areas are to be constructed on the lower slope side, if required, before any construction works are started;
11. The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>);

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 Stage-II approval:

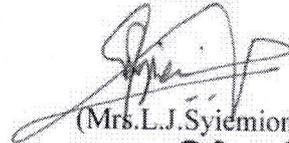
1. Legal status of the diverted forest land shall remain unchanged;
2. Compensatory Afforestation shall be raised over equivalent non-forest land over 39.81 ha identified by the State Forest Department at Khawbel, Serchhip Forest Range under Thenzawl Forest Division;
3. The non-forest land transferred and mutated in favour of the State Forest Department shall be notified by the State Government as Reserve Forest/Protected Forest under Section-4 or PF under Section-29 of the Indian Forest Act, 1927 or under the relevant Section(s) of the local Forest Act latest within a period of six months from the date of issue of Stage-II approval. The Nodal Officer shall report compliance in this regard along with 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(s) of the local Forest Act as the case may be, within the stipulated period to the Central Government for information and record.

4. The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government;
5. No damage to the flora and fauna of the adjoining area shall be caused;
6. The layout plan of the proposal shall not be changed without the prior approval of the Central Government;
7. 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;
8. The user agency shall undertake re-grassing of the muck dumping area and restore the land to a condition which is fit for growth of fodder, flora, fauna etc;
9. The User Agency shall submit the annual self -compliance report in respect of the above stated conditions to the State Government, concerned Regional Office and to this Ministry by the end of March every year;
10. 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;
11. All other clearance/NOCs under different applicable rules/regulations /local laws and under Forest Dwellers (Recognition of Forest Rights)Act, 2006 as required vide MoEF, New Delhi guideline No.11-9/1998-FC(pt) dated 03.08.2009 shall be complied with;
12. As per Ministry's letter No 11-30/96-FC(Pt) dt 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;
3. After receipt of the compliance report from the State Government on fulfilment of the conditions mentioned above, final approval will be issued in this regard. Formal transfer of forest land shall not be effected by the State Govt till final approval is granted by the Central Government.

This is issued with approval of Deputy Director General of Forests (C).

भवदीय,



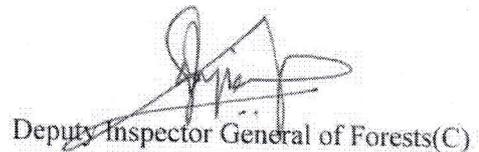
(Mrs.L.J.Syiemiong)

वनउपमहानिरीक्षक (केंद्रीय) /

Deputy Inspector General of Forests(C)

Copy to:

1. Additional Principal Chief Conservator of Forests & Nodal Officer (FC), Govt. of Mizoram, Department of Environment, Forests & Climate Change Department, Aizawl.



Deputy Inspector General of Forests(C)

o/c



भारतसरकार
GOVERNMENT OF INDIA

एकीकृतक्षेत्रीयकार्यालय
INTEGRATED REGIONAL OFFICE

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FOREST AND CLIMATE CHANGE

लॉउसीबलुम्बतंगेन/LAW-U-SIB, LUMBATNGEN,

शिलॉंग/SHILLONG-793021

TEL. 0364-2537278; FAX. 0364-2536041

E-mail: moefro.shillong@gov.in



No. 3-MZ C 024/2022-SHI/2746-47

Dated: 16th December, 2022

To,

Principal Secretary,
Government of Mizoram,
Environment, Forests & Climate Change Department,
Aizawl-796001.

Sub: Diversion of 39.81 Ha of Forest Land for construction of 2-laning with hard shoulder configuration of NH 302 and NH54 (A) from Lunglei-Tlabung Section of NH-302 in the State of Mizoram Under 'Bharatmala Pariyojana' on EPC Mode by NHIDCL.

Sir,

This has got reference to Government of Mizoram letter No. G.20015/65/2022-FST dated 13.06.2022 on the subject, wherein prior approval of the Central Government for the diversion of 39.81 Ha of Forest Land for construction of 2-laning with hard shoulder configuration of NH 302 and NH54 (A) from Lunglei-Tlabung Section of NH-302 in the State of Mizoram was sought, in accordance with Section-2 of the Forest (Conservation) Act, 1980. After examination of the proposal and on the basis of the recommendation of the Regional Empowered Committee on 27.06.2022 and on receipt of **ex-post facto approval** from the Competent Authority, Ministry, New Delhi, the Central Government, MoEF&CC, IRO, Shillong accorded Stage-I approval vide letter No3-MZ C 024/2022-SHI/1651-652 dated 30.08.2022 subject to fulfillment of certain conditions.

In this connection and on the basis of the compliance report furnished by the State Government of Mizoram vide letter No. B.22015/67/2022-FST/ 278 dated 09.12.2022 and payment of compensatory levies through NEFT/RTGS Challan dated 17.11.2022 & 24.11.2022, the **Final approval** of the Central Government is hereby granted under Section-2 of the Forest (Conservation) Act, 1980 for diversion of **39.81 Ha** of Forest Land for construction of 2-laning with hard shoulder configuration of NH 302 and NH54 (A) from Lunglei-Tlabung Section of NH-302 in the State of Mizoram Under 'Bharatmala Pariyojana' on EPC Mode in favour of NHIDCL, subject to the following conditions:

1. Legal status of the forest land shall remain unchanged.
2. The Compensatory Afforestation shall be raised and maintained by the Forest Department over equivalent area diverted i.e. **39.81 ha of non-forest land** identified by the State Govt at Khawbel, Serchhip Forest Range under Thenzawl Forest Division as per the funds deposited by the User Agency. As far as possible, mixture of local indigenous species shall be planted and monoculture of any species may be avoided.
3. As per guidelines of MoEF (No. 8-84/2002-FC dt. 03.02.2004) the Non-Forest Land which has to be transferred and mutated in favour of State Forest Department shall be declared RF / PF under Section 4 & 20 or Section 29 of the Indian Forest Act, 1972 or under the relevant Section(s) of the local Forest Act, as the case may be. The Nodal Officer shall report compliance within a period of 6 months from the date of grant of final approval and send 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 relevant section of the State Forest Act as the case may be, to this office for information and record.

F/B OF PC
Receipt No. 8973
Date 16-1-23

4. Since the proposal involves violation of Forest (Conservation) Act, 1980, the Action Taken Report, if required, for violation shall be submitted and acceptable by IRO, Shillong.
5. The KML files of the area to be diverted, the CA areas, the proposed SMC works, the WLMP area shall be uploaded on the e-Green watch portal with all requisite details.
6. 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.
7. The protection and regeneration of safety zone shall be maintained by the State Govt as per the fund deposited by the User Agency.
8. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector, if required.
9. **User agency may raise strip plantation on both sides of the road as per the IRC norms as per the fund deposited by the User Agency.**
10. **Speed regulating signage will be erected along the road at regular intervals in the Protected Areas/Forest Areas.**
11. **The user agency shall provide suitable under / over pass in Protected Area / Forest Area as per recommendation of CWLW / NBWL / FAC / REC, if applicable.**
12. The User Agency shall obtain the Environmental Clearance as per the provisions of the Environment (Protection) Act, 1986, if applicable.
13. The layout plan of the proposal shall not be changed without prior approval of Central Government.
14. No labour camp shall be established on the forest land.
15. 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.
16. The boundary of the diversion forest land shall be suitably demarcated on ground at the project cost, as per the direction of the concerned Divisional Forest Officer.
17. Wherever possible and technically feasible, User Agency shall undertake afforestation measures along the road within the area diverted under this approval.
18. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution materials for execution of the project work.
19. 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.
20. The forest land shall not be used for any purpose other than that specified in the project proposal.

21. 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.
22. The overburden shall not be dumped outside the diverted land. The muck generated in the earth cuttings will be disposed of at the designated dumping sites and in no case the muck/debris will be allowed to roll down the hill slopes.
23. No damage to the flora and fauna of the adjoining area shall be caused.
24. The State Govt shall ensure that the user agency provide proper drainage of retaining / breast wall in steep slopes and stabilization of side slope to avoid soil erosion and landslides and provide for proper drains / cross drains. Physical barriers / structures to prevent muck from entering streams & rivers and other ecologically sensitive areas are to be constructed on the lower slope side, if required, before any construction work are started;
25. 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;
26. 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 dated 29/01/2018.
27. The User Agency will have to obtain the Forest (Conservation) Act, 1980 clearance for removal, if any, of stone, river sand, river boulders in forest land.
28. The User Agency shall submit the annual self-compliance report in respect of the above stated conditions to the State Government, concerned Regional Office and to this Ministry by the end of March every year;
29. 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;
30. This approval may be revoked, if, the above conditions of approval is not complied to the satisfaction of the Integrated Regional Office, Shillong.
31. Any other conditions as may be found appropriate in future for the betterment of environment & wildlife, may be imposed by Integrated Regional Office, Shillong.

This is issued with approval of Deputy Director General of Forests (C).

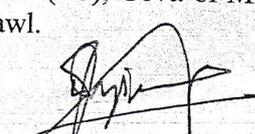
Yours faithfully,

(Mrs. L. J. Syiemiong)

Deputy Inspector General of Forests (C)

Copy to:

1. Additional Principal Chief Conservator of Forests & Nodal Officer (FC), Govt. of Mizoram, Department of Environment, Forests & Climate Change Department, Aizawl.


Deputy Inspector General of Forests (C)