



प्रशासन/ U.T. Administration of

संघ प्रदेश दादरा एवं नगर हवेली और दमन व दीव/ Dadra & Nagar Haveli and Daman & Diu.

लोक निर्माण विभाग/Public Works Department

कार्य प्रभाग - II (मार्ग और ईमारत)/Work DIVISION – II (R & B)

कार्यपालक अभियन्ता का कार्यालय/Office of the Executive Engineer

दादरा एवं नगर हवेली/ Dadra & Nagar Haveli

सिलवासा/Silvassa

सं० PWD.II/SD.II/R & B/2023/ 315

दिनांक: 05/08/2023

To,

The Deputy Conservator of Forests(T),  
Dadra and Nagar Haveli,  
Silvassa.

**Subject: Regarding Diversion of 17.82 Hect. of Protected Forest land for the work of widening of existing road from Khanvel Chowk to Dudhani Junction in the U.T. of DNH.**

**Ref :- No. FC-6/GJC-49/2022-GNR, dated 30.09.2022 of MOEF & Climate Change Office, Gandhinagar.**

Sir,

With reference to the above mentioned subject, the compliance to the conditions raised in this principal approval is given as under:- (Proposal No. FP/DN/Road/35770/2018).

Sr. No	Conditions	Compliance
1A 1	The cost of compensatory afforestation 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.	Agreed The amount of Rs. 3,91,32,787/- has been deposited by PWD on dtd. 03.02.2023 in A/C No. 1506561352770804, Union Bank of India vide UTR No. SBINR 52023020319849893 in favour of DADRA NAGARAM CAMPA

2	The State Government shall charge the Net Present Value (NPV) for the <u>17.82 ha</u> 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 <b>revision of NPV vide Ministry letter No. 5-3/2011-FC(Vol-1) dated 06.01.2022</b> in this regard.	Agreed Deposited as above.
3	The non-forest land proposed for CA shall be transfereed and mutated in the name of Forest Department and notified as RF/PF prior to Final/ 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 State Forest Act has the case may be will be submitted by the State Government prior to Stage – II approval.	Agreed
4	Working permission will be issued only after the receipt of plan approved by the Chief Wildlife, Warden, involving suitable Eco-friendly measures to mitigate the impact of highway on wildlife, based on the guidelines published by the WII for ensuring safe passing of wildlife across the highways.	Agreed
5	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.	Agreed
6	The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.	Agreed
7	The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the direction of concerned Divisional Forest Officer.	Agreed

8	The KML file of the 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 towards linear projects or submitting compliance report for seeking Stage-II approval, as the case may be.	Agreed
9	All the funds received from the user agency under the project shall be transferred/ deposited to CAM PA fund only through e-portal.	Agreed
1B – 1	Legal status of the forest land shall remain unchanged.	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.	Agreed
3	Compensatory afforestation shall be taken up by the Forest Department over 18.00 ha non-forest land, Survey No. 211 & 171, Village- Morkhal, Dadra & Nagar Haveli 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.	Agreed
4	User agency shall restrict the felling of trees to 798 trees/minimum numbers in the diverted forest land and the trees shall be felled under 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.	Agreed
5	The User Agency shall raise strip plantation on both sides of the road and on central verge of the road as per IRC norms as per IRC norms as per satisfaction of the Dadra & Nagar Haveli and Daman & Diu Forest Department.	Agreed
6	Speed regulating signage will be erected along the road at regular intervals in the Protected Areas/ Forest Areas.	Agreed

7	The trees with bird nests, reptiles and habitat of Wildlife was observed than such tree shall be treated with special care for relocation in the forest land by Forest Department at the cost of User Agency.	Agreed
8	No damage to the flora and fauna of the adjoining area shall be caused.	Agreed
9	The layout plan of the proposal shall not be changed without prior approval of Central Government.	Agreed
10	No labour camp shall be established on the forest land.	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 or the Forest Development Corporation or any other legal source of alternate fuel.	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.	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.	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.	Agreed
15	The forest land shall not be used for any purpose other than that specified in the project proposal.	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.	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.	Agreed
18	The User Agency shall comply with 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.	Agreed
19	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 dt 29/01/2018.	Agreed
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.	Agreed
21	The compliance report shall be uploaded on e-portal ( <a href="https://parivesh.nic.in/">https://parivesh.nic.in/</a> ):	Agreed

The above information is furnishing herewith and uploaded on website of [www.parivesh.nic.in](http://www.parivesh.nic.in).

This is for your kind information please.

Encl: as above

Yours faithfully,

Executive Engineer,  
P.W.D. Work Division. I (R & B),  
Dadra & Nagar Haveli,  
Silvassa

प्रशासन/ U.T. Administration of  
संघ प्रदेश दादरा एवं नगर हवेली और दमन व दीव/ Dadra & Nagar Haveli and Daman & Diu.  
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कार्य प्रभाग - I (मार्ग और इमारत/Work DIVISION - 1 (R & B)  
कार्यपालक अभियन्ता का कार्यालय/Office of the Executive Engineer  
दादरा एवं नगर हवेली/ Dadra & Nagar Haveli  
सिलवासा/Silvassa

No.PWD.II/SD.II/Road/2024/20/ 519

Date :- 07.2024

10/12

FORM - I

(For Linear Projects)

**TO WHOMSOEVER IT MAY CONCERN**

In compliance of the Ministry of Environment and Forest (MoEF), Government of India's Letter No. 11-9/98-FC (pt) Dated 3<sup>rd</sup> August 2009 wherein the MoEF issued guidelines on submission of evidence for having initiated and completed the process of settlement of rights under the scheduled Tribes and other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 (FRA for Short) on the Forest Land proposed to be diverted for non - forest purposes read with MoEF's letter dated 5<sup>th</sup> February 2013 wherein MoEF issued certain relaxation in respect of linear projects, it is certified that 17.82 Hectares for forest land proposed to be diverted in favour of Executive Engineer, PWD, Division No.II (Road), DNH, Silvassa (name of User agency) for Diversion of Protected Forest land for Widening for Existing road stretch from Khanvel Chowk to Dudhani Junction.

It is further Certified that :

- The complete process for identification and settlement of rights under the FRA has been carried out for the entire 17.82 Hectares of forest area proposed for diversion. A copy of records of all consultations and meetings of the Forest Rights Committee(s), Gram Sabha(s), Sub-Division Level Committee(s) and District Level Committee are enclosed as annexure NOT APPLICABLE (As per MoEF Letter dated 5<sup>th</sup> February 2013).
- The diversion of Forest land for facilities managed by the Government as required under section 3 (2) of the FRA have been completed and the Gram Sabhas have given their consent to it; NOT APPLICABLE (As per MoEF Letter dated 5<sup>th</sup> February 2013).
- The proposal does not involve recognized rights of primitive Tribes Groups and pre-agricultural communities.

Encl :- As above.

Collector,  
DNH, Silvassa

10.12.24