

To,

The Addl. PCCF & Nodal Officer (FC)
Aizawl, Mizoram - 796001

Subj : Proposal for Diversion of 0.12 Ha. of Forest land for Retail Outlet (Filling Station).

Ref : MoEF&CC Letter No. F. No. 3-MZ B 041/2022-SHI/2656-57 Dt 09.12.2022

Sir,

With reference to the subject cited above, please find herewith the compliance report as per conditions stipulated by MoEF&CC for diversion of 0.12 Ha.

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

Condition No.	Conditions imposed by MoEF&CC, Regional Office	Compliance Report
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.22019/26/2022-FC/PCCF/98 dt. 01.03.2023 (i.e - Rs 1,34,028.00) is already deposited to Central CAMPA account through RTGS challan by cheque no. 154617 dated 03.04.2023
2.	The user agency shall transfer the cost of raising and maintaining the Compensatory Afforestation (CA) by way of planting trees at the current wage rate in consultation with State Forest Department in the account of CAMPA of the concerned State through online portal.	The funds towards the Compensatory Afforestation (CA) received as per demand letter no. B.22019/26/2022-FC/PCCF/98 dt. 01.03.2023 (i.e - Rs 46,826.00) is already deposited to Central CAMPA account through RTGS challan by cheque no. 154617 dated 03.04.2023
3.	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 the NPV and CA received as per demand letter no. B.22019/26 /2022-FC/PCCF/98 dt. 01.03.2023 (i.e - Rs 1,80,854.00) is already deposited to Central CAMPA account through RTGS challan by cheque no. 154617 dated 03.04.2023.

4.	The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the District Collector.	Not applicable.
5.	The KML file of the area to 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;	To be complied by State Forest Department.
6.	The boundary of the diverted forest land shall be demarcated on ground at the project cost, as per the directions of the concerned Divisional Forest Officer and amount to be deposited with the State Forest Department.	The fund towards demarcation of boundary of diverted forest land (i.e – Rs 44,000.00) was deposited in State CAMPA Account (Journal No. 120118807), dt. 03.04.2023.
7.	The cost of felling of trees shall be deposited by the user agency with the State Forest Department.	The fund towards the cost of felling of trees (i.e – Rs 1,480.00) was deposited in the State CAMPA Account (Journal No. 120118807), dated 03.04.2023.
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 the Ministry's letter no. 5-2/2017-FC dated 28.03.2019.	I hereby agree to abide by this condition.
9.	The compliance report shall be uploaded on e-portal (https://parivesh.nic.in/)	I hereby agree to abide by this condition.
10.	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;	I hereby agree to abide by this condition.
11.	The monitoring of the proposed area shall be conducted by IRO, Shillong prior to Stage-II approval.	To be complied by IRO, Shillong.


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.

Condition No.	Conditions imposed by MoEF&CC, Regional Office	Compliance Report
1.	Legal status of the diverted forest land shall remain unchanged	I hereby agree to abide this conditions.
2.	The Compensatory Afforestation shall be taken up by way of planting ten times the number of trees likely to be felled (subject to a minimum of 100 nos.) identified over 0.24 Ha under Mamit Forest Range, Mamit Forest Division at the cost of Rs 46,826.00/-.	To be complied by the State Forest Department.
3.	The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department or persons without prior approval of the Central Government.	As undertaking certificate is enclosed at annexure-I
4.	No damage to the flora and fauna of the adjoining area shall be caused.	As undertaking certificate is enclosed at annexure-II
5.	The layout plan of the proposal shall not be changed without the prior approval of the Central Government.	As undertaking certificate is enclosed at annexure-III
6.	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.	To be complied by State Forest Department.
7.	The user agency shall obtain the mandatory Environment Clearance as per the provision of Environment (Protection) Act 1986, if applicable.	Not applicable.
8.	No labour camp shall be established on the forest land.	As undertaking certificate is enclosed at annexure- IV
9.	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.	As undertaking certificate is enclosed at annexure- V
10.	The forest shall not be used for any purpose other than that specified in the proposal.	As undertaking certificate is enclosed at annexure- VI
11.	The user agency shall not expand its occupation or use surrounding forest/forset land in any manner otherwise expressed in this clearance.	As undertaking certificate is enclosed at annexure- VII

12.	Land so diverted shall revert back to the Forest Department in case it is not needed for the above use after due restoration to its original status as far as possible and to the satisfaction of State Forest Department.	As undertaking certificate is enclosed at annexure- VIII
13.	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	As undertaking certificate is enclosed at annexure- IX
14.	Tree felling shall be done only when absolutely unavoidable and such removal, if any, shall be done under the supervision of the Forest Department.	As undertaking certificate is enclosed at annexure- X
15.	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.	I hereby agree to abide this conditions.
16.	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 this project.	As undertaking certificate is enclosed at annexure- XI
17.	All other Clearance/NOCs under different applicable rules/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.	As undertaking certificate is enclosed at annexure- XII
18.	As pers Ministry's letter No. 11-30/96-FC (pt) dated 14.09.2001, 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.	I hereby agree to abide by this condition.
19.	After receipt of the compliance report from the State Government on fulfillment 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	I hereby agree to abide by this condition.

Submitted for necessary action please.

Yours Faithfully,

 5/8/2023
(LALRAMNGHAKA)

User Agency
Proposed Retail Outlet.

Annexure-*I*

UNDERTAKING CERTIFICATE

This is assured that the forest land proposed to be diverted shall not be used for any purpose other than that specified in the proposal and under no circumstances be transferred to any other agency, department or person without prior approval of Central Govt.. It will be taken necessary action in this regard.

This is for necessary compliance of the condition and for procedural requirement.

L.L. 5/4/23

(LALRAMNGHAKA)

User Agency

Proposed Retail Outlet

Annexure- II

UNDERTAKING CERTIFICATE

This is assured that the user agency hereby undertakes that no damage will be caused to the flora and fauna of the adjoining area of Tut river.

This is for necessary compliance of the condition and for procedural requirement.

L.L. 5/4/23

(LALRAMNGHAKA)

User Agency

Proposed Retail Outlet

Annexure- II

UNDERTAKING CERTIFICATE

This is assured that the user agency shall strictly follow the condition and the layout plan of the proposal shall not be changed without the prior approval of the Central Government. Necessary action will be taken in this regard.

This is for necessary compliance of the condition and for procedural requirement.

A handwritten signature in blue ink, appearing to read 'L.L. 4/23', is written over the printed name.

(LALRAMNGHAKA)

User Agency

Proposed Retail Outlet

Annexure- IV

UNDERTAKING CERTIFICATE

This is assured that the user agency shall not established any labour camp on the forest land. Necessary action will be taken in this regard.

This is for necessary compliance of the condition and for procedural requirement.


L.L. 5/4/23
(LALRAMINGHAKA)
User Agency
Proposed Retail Outlet

Annexure- V

UNDERTAKING CERTIFICATE

This is assured that the user agency will provide the necessary fuels to the labourer and staff working at the site to avoid damage and pressure on the nearby forest areas. Necessary action will be taken in this regard.

This is for necessary compliance of the condition and for procedural requirement.


(LALRAMNGHAKA)
User Agency
Proposed Retail Outlet

Annexure- VI

UNDERTAKING CERTIFICATE

This is assured that the user agency shall not used the forest for any other than that specified in the proposal. Necessary action will be taken in this regard.

This is for necessary compliance of the condition and for procedural requirement.


(LALRAMINGHAKA)

User Agency


Proposed Retail Outlet

Annexure- VII

UNDERTAKING CERTIFICATE

This is assured that there shall not be expansion of occupation or use of surrounding forest/forest land in any matter. Necessary action will be taken in this regard.

This is for necessary compliance of the condition and for procedural requirement.



(LALRAMNGHAKA)
User Agency
Proposed Retail Outlet

Annexure- VIII

UNDERTAKING CERTIFICATE

This is assured that the diverted land shall revert, in case it is not needed for the proposal use after due restoration to its original status as far as possible and to the satisfaction of State Forest Department. Necessary action will be taken in this regard.

This is for necessary compliance of the condition and for procedural requirement.


(LALRAMNGHAKA)
User Agency
Proposed Retail Outlet

Annexure- 1X

UNDERTAKING CERTIFICATE

This is assured that the user agency shall take all possible precautions and care at all time not to impact adversely the surrounding forests and forest land by any actions/activities. Necessary action will be taken in this regard.

This is for necessary compliance of the condition and for procedural requirement.


(LALRAMINGHAKA)

User Agency

Proposed Retail Outlet

Annexure- X

UNDERTAKING CERTIFICATE

This is assured that felling of trees shall be done only when absolutely unavoidable and under the supervision of the Forest Department. Necessary action will be taken in this regard.

This is for necessary compliance of the condition and for procedural requirement.

LC. 5/4/23

(LALRAMNGHAKA)

User Agency


Proposed Retail Outlet

Annexure- XI

UNDERTAKING CERTIFICATE

This is assured that the user agency will comply all the provisions of the all Acts, Rules, Regulations, Guidelines, Hon'ble Court Order(s) and NGT Order(s) pertaining to this project.

This is for necessary compliance of the condition and for procedural requirement.


(LALRAMNGHAKA)
User Agency
Proposed Retail Outlet

Annexure- XII

UNDERTAKING CERTIFICATE

This is assured that the user agency will obtain all 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 01.08.2009 violation of any of these conditions will amount to violation of Forest (Conservation) Act 1980 and action would be taken as per MoEF&CC guideline F.No. 11-42/2017-FC dated 29.01.2018.

This is for necessary compliance of the condition and for procedural requirement.

SL. 5/4/23
(LALRAMNGHAKA)

User Agency

Proposed Retail Outlet