

**Government of India**  
**Ministry of Environment, Forest and Climate Change**  
**(Forest Conservation Division)**

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**Indira Paryavaran Bhawan,**  
Aliganj, Jorbagh Road,  
**New Delhi - 1100 03**  
Dated: 16th February, 2021

To,  
**The Principal Secretary (Forests),**  
Department of Forests and Environment,  
Government of Arunachal Pradesh,  
Itanagar.

**Sub: Proposal for seeking prior approval of the Central Government under Section - 2(iii) of the Forest (Conservation) Act, 1980 for grant of petroleum mining lease (PML) over an area of 252 ha Goju Anchal RF { originally proposed 75.0 sq km (7,500 ha) } of forest land in favour of Chief Engineer, Oil India Limited, Duliajan in Ningru extension Block, Changlang District in the State of Arunachal Pradesh. (Online Proposal No.FP/AR/MIN/1478/2006).- regarding.**

Sir,

I am directed to refer to the Government of Arunachal Pradesh, Forest Department's letter No.FOR.642/Cons./2015/1704-06 dated 18<sup>th</sup> December, 2015 on the above mentioned subject, seeking prior approval of Central Government under Section-2 (iii) of the Forest (Conservation) Act, 1980, and to say that the said proposal has been examined by the Forest Advisory Committee (FAC) constituted by the Central Government under Section-3 of the aforesaid Act.

2. After careful consideration of the proposal of the Government of Arunachal Pradesh and on the basis of the recommendations of the Forest Advisory Committee, the Central Government hereby agrees *to accord Stage-I / In-principle* approval under Section 2 (iii) of the Forest (Conservation) Act, 1980 for grant of petroleum mining lease (PML) over 252 ha of Goju Anchal forest reserve in favour of Chief Engineer, Oil India Limited, Duliajan in Ningru extension Block, Changlang District in the State of Arunachal Pradesh, subject to the following conditions:

**A. Conditions which need to be complied prior to Stage-II approval:**

- i. Twelve patches (19.15 ha) of forest area shall be excluded from the proposed lease area;
- ii. *NPV @ 2 per cent will be charged for entire forest area within the PML;*
- iii. *The State Government shall ensure compliance of FRA as per Ministry of*

*Tribal Affairs (MOTA) circular related to PML number 23011/31/2017- FRA dated 23rd Feb 2018;*

- iv. The user agency shall pay NPV as admissible in accordance with Hon'ble Supreme Court order dated 8.8.2014 in I.A. No.3627 in W.P. (C) No.202/1995 and the funds received from the user agency under the project shall be transferred/deposited in 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;
- v. At the time of payment of the Net Present Value (NPV) at the then prevailing rate, the User Agency shall furnish an undertaking to pay the additional amount of NPV, if so determined, as per the final decision of the Hon'ble Supreme Court of India;
- vi. State Government shall, within a period of 30 days from the date of issue of this letter, realize NPV for the entire forest land falling in the mining lease from the user agency. In case State Government fails to realize admissible NPV from the user agency; within a period of 30 days from the date of issue of this letter, this approval in respect of such mining lease, shall be kept in abeyance, till such time, the NPV of such forest land is realised by the State Government;
- vii. The permission is subject to confirmation of NPV amount for the area from CAMPA;

**B. Conditions which need to be complied after Stage-II approval:**

- i. Legal status of the forest land shall remain unchanged;
- ii. No physical breaking of land will be allowed;
- iii. *No physical diversion of forest land will be allowed and no breaking up of forest land shall be permitted until prior approval of relevant land is taken u/s 2(ii) of FCA 1980;*
- iv. *The grant of permission under section 2(iii) of FCA 1980 will not confer any right on the project proponent for diversion of forest land under section 2(ii) of the Act 1980. All proposals under section 2(ii) of FCA 1980 will be dealt on case to case basis and on merits;*
- v. *The Forest Department will be free to manage the forest area as per normal management practices and Working Plan prescriptions;*
- vi. Permission granted under section 2(iii) of FCA for execution of PML shall not in any manner be construed to be right to get permission under section 2(ii) of FCA 1980. Permission under section 2(ii) will be granted on merits;

- vii. Grant of this approval does not in any manner, exonerate the concerned authorities in the State Government or in any other Authority, from the proceedings under Section 3A and 3B of the FC Act, liable to be initiated for violation, if any, of the FC Act committed by them by assigning such forest land on mining lease without obtaining prior approval of Central Government under Section 2 of the FC Act;
- viii. No staff/ laborer shall be allowed to enter inside forest area without valid permission of competent local forest authority;
- ix. 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;
- x. The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>);
- xi. 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;
- xii. 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 regularly; and
- xiii. 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;

After receipt of the compliance report on fulfilment of the conditions stipulated in the paragraph-2 above, the proposal shall be considered for final / stage-II approval under Section-2 (iii) of the Forest (Conservation) Act, 1980 will be issued by this Ministry.

Yours faithfully,  
Sd/-  
(Sandeep Shrama)

Asst.. Inspector General of Forests

**Copy to:**

1. The Principal Chief Conservator of Forests (HoFF), Government of Arunachal Pradesh, Itanagar.
2. The Regional Officer (Central), Integrated Regional Office, MoEf&CC, Guwahati.
3. The Nodal Officer, (FCA), Forest Department, Government of Arunachal Pradesh, Itanagar.
4. User Agency.
5. Monitoring Cell, FC Division, MoEF & CC, New Delhi, for uploading.