

**GOVERNMENT OF ARUNACHAL PRADESH
DEPARTMENT OF ENVIRONMENT & FORESTS
ITANAGAR.**

No. FOR.834/Cons/2018/4979-84

Itanagar dated 13th Dec'2021

To

Shri W.Longvah, IES,
Inspector General of Forests (C)
Ministry of Environment, Forest & Climate Change,
Integrated Regional Office, Guwahati,
4th Floor, Housefed Building, G.S Road, Rukminigaon,
Guwahati-781022

Sub:- Proposal for diversion of 41.46 ha of forest land for laying of 33 KV Transmission Line from Namsai to Chowkham under Comprehensive Scheme for strengthening of transmission and distribution system by Power Department in Namsai District of Arunachal Pradesh

Ref:- Your letter No. 3-AN C 070/2020-SHI/956-957 dtd. 16.08.2021.

Sir,

With reference to letter cited above, this is to submit compliance report as below of the conditions stipulated therein for favour of your information and necessary action:

A. Copnditions 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 orders of the Hon'ble Supreme Court of India dated 28/03/2008, 24/04/2008 and 09/05/2008 in write petition (Civil) No 202/1995 and as per the guidlines issued by the Ministy vide letter No 5-3/2007-FC dated 05.02.2009. The requisite funds shall be transferred through online portal into CAMPA Account of the State concerned.	The amount of Net Present Value of the forest land diverted under this proposal for Rs.3,02,65,800/- has been deposited to National Authority (CAMPAs) as per e-challan dated 26.08.2021 and deposited on deposited on 27.08.2021 at Annexure-I
2	The non-forest land/Village Reserve Forest proposed for CA shall be transferred and mutated in the name of Forest Department and notified as RF/PF prior to 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 as the case may be, will be submitted by the State Government prior to Stage-II approval.	Noted.

3	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.	The cost of compensatory afforestation Rs.2,70,47,000/- and dwarf species plantation to Rs. 1,21,65,000/- has been deposited to National Authority (CAMPA) as per e-challan dated 26.08.2021 and deposited on 27.08.2021 at Annexure-I.
4	All the funds received from the user agency (CA and dwarf plantation cost, NPV, etc) under the project shall be transferred / deposited the Compensatory Afforestation Fund of Arunachal Pradesh State managed by the Ad-hoc CAMPA only through e-portal (http://parivesh.nic.in/). Amount deposited through other mode will not be accepted as compliance of the Stage-I clearance.	The total fund of Rs.6,94,77,800/- towards CA, NPV & dwarf species plantation has been transferred to Ad-hoc National Authority (CAMPA) through e-payment as per e-challan dated 26.08.2021 and deposited on 27.08.2021 at Annexure-I.
5	The boundary of the diverted forest land, mining lease and safety zone, as applicable, shall be demarcated on ground at the project cost, by erecting four feet high reinforce cement concrete pillar, each inscribed with its serial number, distance from the pillar to pillar and GPS co-ordinates as per the direction of the concerned Divisional Forest Officer.	The User Agency has submitted undertaking for this condition at Annexure-II.
6	The user agency shall explore the possibility of successful translocation of maximum number of trees identified to be felled and shall ensure that any trees felling shall be done only when it is unavoidable and that too under strict supervision of the State Forest Department.	The User Agency has submitted undertaking for this condition at Annexure-III
7	The charges for felling, logging and transportation of project affected trees should be collected from the User Agency at the rates approved by the State Govt and deposited with the DFO concerned for utilization immediately following the diversion of forest land.	An amount of Rs. 4,36,631/- towards cost of felling, logging and transportation of project affected trees of the land proposed for diversion has been deposited directly to the Divisional Forest Officer, Namsai Forest Division.
8	The expenditure like boundary walls, stone pillar, demarcation charges, cost of damage of trees the funds on these accounts should, be deposited that the DFO concerned.	The User Agency has submitted undertaking for this condition at Annexure-IV.
9	The 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.	The User Agency has submitted undertaking for this condition at Annexure-V.
10	The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.	The complete compliance of the FRA, 2006 issued by DC, Namsai is enclosed at Annexure-VI.

11	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.	The User Agency has submitted undertaking for this condition at Annexure-VII.
12	The User Agency in consultation with the State Forest Department prepare a detailed scheme for creation and maintenance of plantation of dwarf species (preferably medicinal plants) in right of way under the transmission line for execution of the said scheme to the State Forest Department	The scheme for dwarf species plantation has been prepared and sent to RO, Shillong with the diversion proposal
13	The compliance report shall be uploaded on. e-portal (http://parivesh.nic.in/).	Noted.

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 Statge-II approval:

1	Legal status of the forest land shall remain unchanged.	Noted
2	The Compensatory Afforestation shall be taken up on 147.41 ha has been identified in Namsang VFR, Deomali Forest Division in Tirap District and 80.66 ha in Longding AFR, Kanubari Forest Division in Longding District of of Arunachal Pradesh within three years from the date of Stage-II Clearance and maintained thereafter by the State Forest Department at the cost of the User Agency. As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species may be avoided. The CA will be maintained for 10 years.	Noted.
3	The proposed OB labour Sheds & MB type quarter in the Compensatory afforestation scheme should be of temporary structure and to be dismantled within 10 years from the 1 ST year of plantation. State Govt shall adhered to Section 5 (4) (e) of CAF rules and other relevant Rules as applicable while implementing the Compensatory afforestation scheme, and accordingly technically approved and duly signed revised CA estimate scheme is to be submitted.	Noted.

4	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;	The User Agency has submitted undertaking for this condition at Annexure-VIII.
5	The User Agency shall obtain the Environment Clearance as per the provisions of Environment (Protection) Act, 1986, if required;	Not applicable
6	No labour camp shall be established on the forest land and 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;	The User Agency has submitted undertaking for this condition at Annexure-IX
7	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 submitted undertaking for this condition. at Annexure-X
8	No damage to the flora and fauna of the adjoining area shall be caused;	The User Agency has submitted undertaking for this condition at Annexure-XI
9	The layout of the proposal shall not be changed without the prior approval of the Central Government.	The User Agency has submitted undertaking for this condition at Annexure-XII
10	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.	Noted.
11	The User Agency at its cost shall provide bird deflectors, which are to be fixed on upper conductor of transmission line at suitable intervals to avoid bird hits.	The User Agency has submitted undertaking for this condition at Annexure-XIII.
12	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.	The User Agency has submitted undertaking for this condition at Annexure-XIV.
13	The User Agency shall comply with the guidelines for laying transmission through forest areas issued by Ministry vide letter No. 7-25/2012-FC dated 05/05/2014 & 19/11/2014.	The User Agency has submitted undertaking for this condition at Annexure-XV.

14	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 submitted undertaking for this condition at Annexure-XVI.
15	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.	Noted.
16	The forest land shall not be used for any purpose other than that specified in the project proposal.	The User Agency has submitted undertaking for this condition at Annexure-XVII
17	As per Ministry's letter No. 11-30/96-FC (Pt) dtd. 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 revoked considering that the user agency is no longer interested in the project.	Noted
18	Any other conditions that the Integrated Regional Office, Guwahati, Ministry of Environment, Forest & Climate Change may stipulate from time to time in the interest of conservation, protection and development of Forests & Wildlife.	Noted

It is, therefore, requested to kindly issue necessary formal approval for diversion of 41.46 ha forestland for construction of above Transmission line under Section-2 of the Forest (Conservation) Act, 1980 at an early date.

The additional information is also enclosed at Annexure 'A'.

Enclosed:- As above

Yours faithfully,

(R.K. Singh)

PCCF (A&V) & Nodal Officer (FCA)

Copy to:-

1. The Chief Conservator of Forests, EAC, Tezu for information.
2. The Executive Engineer (E), Namsai Electrical Division, Power Deptt., Namsai for information and necessary action.
3. The Executive Director, Power Grid, Itanagar for information and necessary action.
4. The Chief Engineer (T&P) & Chairman, Spiu CSS T&Ds, Vidyut Bhawan, Itanagar for information and necessary action.
5. The Divisional Forest Officer, Namsai Forest Division for information.