

Government of Gujarat,
Forest and Environment Department,
No. FED/FLP/e-file/6/2023/0902/F
Block No. 14, 8th Floor, Sardar Patel Bhavan, Sachivalaya,
Gandhinagar, Gujarat-382010

To
Regional Officer, IRO-Gandhinagar,
Ministry of Environment, Forest & Climate Change,
A-407 & A-409, Aranya Bhavan,
CH-3 Circle, Sectr-10 A,
Gandhinagar-382010.

Subject: Diversion of **0.18 ha.** Protected Forest land for approach road in Patna District in favour of Asahi India Glass Ltd, Dhanodharda, TA-Chanasma, Dist-Patan.

(Online Proposal No : FP/GJ/ROAD/34138/2018)

Sir,

Kindly refer to your letter F.No. 6/GJB-061/2020-BHO, dated. 25.01.2022 on the subject cited above and it is informed that:-

Sr. No.	Condition	Compliance
A: Conditions which need to be complied prior to handing over to forest land by the State Forest Department :-		
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 advanced with the Forest Department by the Project Authority. The CA shall be maintained for 10 years. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.	The User Agency has already transferred an amount of Rs.5,47,510/- towards the cost of Compensatory Afforestation in the CAMPA fund.
2.	The State Government shall charge the Net Present Value (NPV) for the 0.18 ha 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 © 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 revision of NPV vide Ministry letter No.5-3/2011-FC(Vol-1) dated 06.01.2022 in this regard.	The User Agency has already deposited an amount of Rs.6,69,471/- towards the cost of Penal Net Present Value in the CAMPA fund.
3.	User Agency shall pay the Penal NPV as per provisions to under Para 1.21 (ii)(a) of the Handbook of F(C)A, 1980 and Forest Conservation Rules, 2003 (Guidelines and clarifications).	
4.	Penal Compensatory Afforestation (CA) in additional to proposed CA shall be carried out over 1.00 ha in degraded forest land.	The User Agency has already transferred an amount of Rs.5,47,510/- towards the cost of Penal Compensatory Afforestation (CA) in the CAMPA fund.

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5.	The approach should be used only for entry and exit and the protected forest in between shall be fenced, planted and maintained only as green belt.	The User Agency has Agreed
6.	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.	The User Agency has already given the undertaking in this regard.
7.	The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.	The User Agency has submitted a FRA certificate from Collector Patan.
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.	The User Agency has Agreed
9.	All the funds received from the user agency under the project shall be transferred/ deposited in CAMPA fund only through e-portal.	Funds from the user agency has been transferred online to the CAMPA fund through e-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:-		
1.	Legal Status of the forest land shall remain unchanged.	The User Agency has agreed
2.	Compensatory Afforestation shall be taken up by the Forest Department over 1.00 ha degraded forest land, Survey No.80/p, Village-Rajusara, Taluka-Santalpur, District-Patan, Gujarat at the cost of user agency. As far as possible, a mixture of local indigenous species shall be planted and mono-culture of any species may be avoided.	The User Agency has already deposited an amount of Rs.5,47,510/- towards the cost of Compensatory Afforestation in the CAMPA fund.
3.	No tree felling shall be involved in the complementation of this project.	The User Agency has Agreed
4.	No damage to the flora and fauna of the adjoining area shall be caused.	The User Agency has Agreed
5.	The layout plan of the proposal shall not be changed without prior approval of the Central Government.	The User Agency has Agreed
6.	No labour camp shall be established on the forest land.	The User Agency has Agreed
7.	Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the laborer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.	The User Agency has stated that they are not cutting any trees and no labour is involved in this activity.
8.	The boundary of the forest land shall be suitably demarcated on ground at the	The User Agency has Agreed



	project cost, at per the directions of the concerned Divisional Forest Officer.	
9.	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 Agreed
10.	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.	The User Agency has Agreed
11.	The forest land shall not be used for any purpose other than that specified in the project proposal.	The User Agency has Agreed
12.	The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Central Government of India.	The User Agency has Agreed
13.	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.	The User Agency has Agreed
14.	The State Government and user agency shall comply the provisions of the all Acts. Rules. Regulations, guidelines, NGT order & Hon'ble Court Order (s) pertaining to this project, if any, for the time being in force. as applicable to the project.	The User Agency has Agreed
15.	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.No11-42/2017-FC dt.29/01/2018.	No violation of Forest (Conservation) Act, 1980
16.	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.	The User Agency has Agreed
17.	The compliance report shall be uploaded on e-portal (https://parivesh.nic.in).	The Compliance report is uploaded on e-portal.

Yours faithfully,
(Prasun Patel)
Under Secretary(Forest)
Forest & Environment Department

Encl. As above.

copy to:-

- 1 . Nodal officer (FCA), Pr. Chief Conservator of Forest's Office, Gujarat State, 'Aranya Bhavan' Sector-10/A, Gandhinagar.
2. Select File

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