



Government of Gujarat
Forest & Environment Department

Block No. 14, 8th Floor, New Sachivalaya, Gandhinagar, Gujarat- 382010, 079-23251062, Fax: 079 23252156.

No. FCA-1021/10-05/21/SF-144/F

Date: 12 7 MAY 2022

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 **0.0345 Ha.** Protected forest land to construct approach road for inlet and outlet use and laying of pipe culvert for drainage of water in favour of Oakswood, Bhuj-Mandvi Road, Village-Maska, Ta.Mandvi, Dist-Kutch.

Sir,

Please refer to your letter F.No. 6-GJB095/2021-BHO dated 27.12.2021 on the subject cited above , the required information are as under”

Sr. No.	Condition	Compliance
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 by planting 100 saplings in an area of 1.00 ha degraded forest land at Survey No.16, Village-kaiyari, Taluka-Lakhpur District-Kutch 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 shall be avoided.	The User Agency has already deposited an amount of Rs.94,119/- towards the cost of Compensatory Afforestation.

3	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.	The User Agency has already transferred an amount of Rs.94,119/- towards the cost of Compensatory Afforestation, Survey, Demarcation and Boundary pillars in the CAMPA fund.
4	The State Government shall charge the Net Present Value(NPV) for the 0.0345 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 (C) No. 202/1995 and as per the guidelines issued by the Ministry vide letters No. 5-2/2006-FC dated 03/10/2006, as well as letter No. 5-2/2006-FC dated 03/10/2006 and 5-3/2007-FC dated 05/02/2009 in this regard.	The User Agency has already deposited an amount of Rs.15,111/- towards the cost of Net Present Value in the CAMPA fund.
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.	The User Agency has already given the undertaking in this regard.
6	The pipeline shall be laid down 1.5 meter underground and the ground will be leveled.	The User Agency has submitted a FRA certificate from Collector Patan, Palanpur, Kutch-Bhuj
7	The complete compliance of FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.	

8	No tree felling shall be involved in the implementation of this project.	The User Agency has Agreed
9	No violation of FCA certificate from concerned DFO shall be provided.	The User Agency has Agreed
10	User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.	Not Applicable
11	The layout plan of the proposal shall not be changed without prior approval of Central Government.	The User Agency has Agreed
12	No labour camp shall be established on the forest land.	The User Agency has Agreed
13	Sufficient firewood, preferably alternate fuel, shall be provided by the User Agency to the labourers 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 Agreed
14	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 Office.	The User Agency has Agreed
15	No additional or new path will be construction inside the forest area for transportation of construction materials for execution of the project work	The User Agency has Agreed
16	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
17	The forest land shall not be used for any purpose other than the specified in the project proposal.	The User Agency has Agreed that the forest land shall not be used for any purpose, other than specified in the FCA proposal.
18	The Forest land proposed to be diverted shall under no circumstances to be transferred to	The User Agency has Agreed

	any other agencies department or person without prior approval of Govt. of India.	
19	The KML files of the area to be diverted and 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.	The User Agency has Agreed
20	Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per para 1.21 of FCA, 1980 Handbook 2019.	The User Agency has Agreed
21	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
22	All the funds received from the user agency under the project shall be transferred/ deposited in CAMPA fund only through e-portal (https://pariveshnic.in).	Funds from the user agency has been transferred to the CAMPA fund through e - portal.
23	The compliance report in letter format of State Govt. of Gujarat shall be uploaded on e-portal.	The Compliance report is uploaded on e-portal

In view of above and since the conditions of In-principle approval have already been complied with, it is requested to issue a formal approval.

Yours Faithfully,



(S. J. Pandit)

Additional Secretary

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