

Government of Gujarat,
Forest and Environment Department,
Block No. 14, 8th Floor, Sardar Patel Bhavan, Sachivalaya,
Gandhinagar, Gujarat-382010

File no. FED/FLP/e-file/6/2023/0500/F

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

11 MAR 2023

Subject: Diversion of 1.68 ha. Section-4 Forest & Sanctuary area land for constructing checkdam on Balaram River near Balaram Temple at Village Chitrasani Ta.Palanpur, District Banaskantha in favour of Executive Engineer, Sipu Project Division, Palanpur.

Sir,
Kindly refer to your letter F.No. 6-GJB018/2018-BHO/ dated 01.11.2021 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 on the CA land (1.68 ha.) at the prevailing wage rates at the compensatory afforestation scheme (including the cost of survey, demarcation and erection of permanent pillars etc. as required for securing the land against encroachment) shall be deposited in advance 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.10,38,735/- towards the cost of Compensatory Afforestation, Survey & Demarcation in the CAMPA fund.
2.	Compensatory Afforestation shall be taken up by the Forest Department over 1.68 ha non-forest land at Survey No.88 Pt, Village-Jadiyal, Taluka-Palanpur, District-Sabarkantha at the cost of user agency. As far as possible, a mixture of local native species shall be planted and monoculture of any species, especially non-native species should be avoided.	The User Agency has already deposited an amount of Rs.10,38,735/- towards the cost of Compensatory Afforestation, Survey & Demarcation in the CAMPA fund.
3.	Transfer and mutation paper shall be submitted for the proposed CA land in favour of Forest Department.	The User Agency has transfer non forest land to forest department and mutated in the name of forest department, 7/12& Revenue Record is attached herewith.
4.	The CA land shall be notified as RF/PF as per the IFA, 1927 before Stage-II approval.	Under Process
5.	The State Government shall charge the Net Present Value (NPV) for the 1.68 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 chapter 3 of FCA Handbook, 2019 in this regard.	The User Agency has already deposited an amount of Rs.67,45,200/- towards the cost of Net Present Value in the CAMPA fund.
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.	All the conditions stipulated by the CWLW, Gujarat State letter No.WLP/32/B/8918-23/2016-17 dated 03/03/2017 that is endorsed to you also shall be strictly complied.	The User Agency has Agreed
8.	The User Agency should prepare a site specific <i>Wildlife management plan</i> to mitigate the effect of the project over wildlife before the issuance of Stage-II approval and implemented by User Agency at their own project cost.	The User Agency has Agreed
9.	All the funds received from the user agency under the project shall	Funds from the user agency has been

nature Not Verified

checked by: Pravin Patel
Regional Secretary
3-27-23-03-01

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Approved By: Arunkumar M Solanki(ACS,ACS FED,FED)



	be transferred/ deposited in CAMPA fund only through e-portal (https://parivesh.nic.in).	transferred online to the CAMPA fund through e-portal.
10.	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 Banaskantha-Palanpur. Copy is attached herewith.
11.	The compliance report shall be uploaded on e-portal (https://parivesh.nic.in).	The Compliance report is uploaded on e-portal.
12.	The KML files of diverted area and CA areas shall be uploaded on the e-green watch portal with all requisite details prior to Stage-II approval.	KML files of CA area is uploaded on e-portal.
13.	The proposal shall be treated as block project and working plan shall be issued only after stage-II approval.	The User Agency has agreed
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.	No tree felling shall be involved in the complementation of this project.	
3.	The boundary of the forest land shall be suitably demarcated on ground at the project cost, at per the directions of the concerned Divisional Forest Officer.	The User Agency has Agreed
4.	The layout plan of the proposal shall not be changed without prior approval of the Central Government.	The User Agency has Agreed
5.	No labour camp shall be established on the forest land.	The User Agency has Agreed
6.	The User Agency shall provide alternative fuels preferably LPG 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 Agreed
7.	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
8.	The period of diversion under this approval shall be co-terminus with the period of the project life.	The User Agency has Agreed
9.	The forest land shall not be used for any purpose other than that specified in the project proposal.	The User Agency has Agreed
10.	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.	The User Agency has Agreed
11.	User agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.	The User Agency has agreed
12.	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
13.	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

Yours faithfully,
(Prasun Patel)
Under 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

Signature Not Verified

Signed by: Prasun Patel
Under Secretary

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Approved By: Arunkumar M Solanki(ACS, ACS FED, FED)

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