

Government of Gujarat,
Forest and Environment Department,
No. FED/FLP/e-file/6/2024/1286/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 **122.4077 ha.** Protected Forest land for 2/4 laning of Bhuj-Khavda-Dharmshala section NH-341 from Km.65+478 to Km. 162+185 in the State of Gujarat Package-II Kachchh District in favour of Executive Engineer, National Highway Division, Gandhidham.

(Online No. FP/GJ/Road/23626/2017)

Ref: Your office letter no. 6-GJA 029/2018-BHO/BH-41, Dt.26.04.2020.

Sir,

With reference to the above subject and letter the compliance report of conditions of In-principle approval is as under:

Sr. No.	Condition	Compliance
Specific Conditions :- ____		
1	Legal status of the forest land shall remain unchanged;	The User Agency has Agreed
2	Forest land will be handed over to the user agency only after required non-forest land for the project is handed over by the User Agency.	The User Agency has Agreed



3	<p>1. Compensatory afforestation shall be taken up by the Forest Department over</p> <p>1. 4.50 ha. NFL is part of 9.85 ha. Govt. waste land at Survey no. 29/p, Village-Bocha, Taluka Mundra, District-Kutch.</p> <p>2. (ii) 245 ha. degraded forest at Comp. 870/p, Range-Bhuj west, Gujarat.</p> <p>3. As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species shall be avoided.</p>	<p>The User Agency has already payment transferred an amount of Rs.11,21,94,003/- towards the cost of Compensatory Afforestation in the CAMPA fund.</p>
	<p>(b) Total No. of saplings to be planted shall not be less than nos. 19,998 (18.00 ha. x 1111) in CA land. The composition of saplings (number of species wise) to be planted in the CA land shall be as per the National Forest Policy and as per CA scheme submitted vide Govt. of Gujarat letter No. FCA-1020/7-47/18/SF-195/F dated 24/02/2020 and record shall be kept.</p>	
	<p>©The standard size sapling (minimum height & minimum collar girth and maximum sturdiness quotient species wise) as approved by the State Govt. and as per specification in CA shall be planted in the selected CA scheme submitted by Govt. of Gujarat letter No. FCA-1020/7-47/18/SF-195/F dated 24/02/2020 shall be planted and selected CA land</p>	
	<p>D)The height and collar girth (specie wise) shall be measured & recorded at the time of plantation and in November of plantation year. Further, data of height, collar girth and survival percentage (species wise) twice a year (April & November month) shall be recorded & records shall be maintained.</p>	
	<p>e) All the live stumps & pollard upto 90 cm Girth shall be dressed form ground level for the purpose of regeneration & record shall be kept in plantation journal.</p>	



	6. Plantation shall be taken up before end of 2022 monsoon.	
4	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 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.11,21,94,003/- towards the cost of Compensatory Afforestation, Survey, Demarcation and Boundary pillars in the CAMPA fund.
5	The State Govt/User Agency shall deposits the amount of Rs.10,74,25,024/- in respect of CA in CAMPA, New Delhi.	The User Agency has deposited Rs.11,21,94,003/- towards CA in the CAMPA fund.
6	<p>NPV:-</p> <p>1. The State Government shall charge the Net Present Value (NPV) for the 122.4077 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. 5-1/1998-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.</p>	The User Agency has already deposited an amount of Rs.5,36,14,573/- towards the cost of Net Present Value in the CAMPA fund.



	2. 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 funds received from the user agency under the project shall be transferred/ deposited in CAMPA fund only through e-portal (https://parivesh.nic.in).	Funds from the user agency has been transferred online to the CAMPA fund through e-portal.
8	The FRA certificate shall be obtained and submitted/ uploaded along with the compliance report for the Stage-II approval.	The User Agency has submit a FRA certificate of Collector Kutch[1]Bhuj.
9	User Agency shall restrict the felling of trees up to 2821 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 agreed
10	The User Agency shall be eligible for the working permission of one years as per the para 11.2 of FCA Handbook, 2019 and copy of the working permission shall be submitted this office.	Working permission is given to user agency by DCF.
11	The State Govt. shall obtain the Stage-II approval in case of User Agency eligible for the working permission of one year as per the Para 11.2 of FCA Handbook, 2019. If the Stage-II approval is not obtained before the end of working permission, then the State shall stop the work and action shall be initiated under Para 1.21 (ii) of FCA, Handbook, 2019.	The User Agency has agreed
General Conditions :-		
1	User Agency shall raise strip plantation on both sides and central verge of the road as per the IRC norms.	The User Agency has agreed



2	Speed regulating signage will be erected along the road at regular intervals in the Protected Areas/Forest Areas.	The User Agency has agreed
3	User Agency shall provided suitable under pass over for free movement of wildlife in and around the forest area in accordance to <i>eco friendly measure to mitigate impacts if linear infrastructure on wildlife (2016)</i> .	The User Agency has agreed
4	User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986. if applicable.	The User Agency has Agreed
5	User agency shall obtain Costal Regulatory Zone (CRZ) Clearance, if required	The User Agency has Agreed
6	The layout plan of the proposal shall not be changed without prior approval of the Central Government.	The User Agency has Agreed
7	No labour camp shall be established on the forest land.	The User Agency has Agreed
8	Sufficient firewood. preferably alternate fuel, shall be provided by the User Agency to the laborers after purchasing the same fro1n the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.	The User Agency has Agreed
9	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 Officer.	The User Agency has Agreed
10	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
11	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
12	The forest land shall not be used for any purpose other than that specified in the project proposal.	The User Agency has Agreed



13	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 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	The User Agency shall adhere to all rules, regulations, guidelines & acts enforced by State Govt. and Central Govt. for the proposal.	The User Agency has Agreed
16	Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per para of 1.21 of FCA, 1980 Handbook 2019.	The User Agency has Agreed
17	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
18	The compliance report in the letter format of Govt. of Gujarat shall be uploaded on e-portal (https://parivesh.nic.in).	The Compliance report is uploaded on e-portal.

Yours Faithfully,

(B.L.Chaudhary)

Deputy 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

File No: FED/FLP/e-file/6/2024/1286/F Section

Approved By: Deputy Secretary,F Section,FED

Open the document in Adobe Acrobat DC to verify the E-sign