

GOVERNMENT OF ARUNACHAL PRADESH
DEPARTMENT OF ENVIRONMENT, FORESTS & CLIMATE CHANGE
ITANAGAR.

No. FOR.13-70/Cons/2022/ 2291-96

Itanagar dated 15th April'2024

To

The Deputy Director General of Forests (Central),
Sub Office, Guwahati (under Regional Office, Shillong)
4th Floor, Housefed Building, Rukminigaon
Guwahati- 781022.

Sub:- Proposal for diversion of 257.05 ha of forest land for construction of 132 KV SC on DC tower Transmission Line from Along to Yingkiong under Comprehensive Scheme for strengthening of transmission and distribution system by Power Department in West & Upper Siang District of Arunachal Pradesh

Ref:- Your letter F.No. 3-AN A 160/2023-GHY/3798-99 dtd. 29.03.2023.

Madam,

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. Conditions 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 Writ Petition (Civil) No. 202/1995 and as per the guidelines issued by the Ministry vide letters 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.	As per revised rate of MoEF&CC's letter dated 22.03.2022 , the amount of Net Present Value of the forest land diverted under this proposal for Rs.28,71,32,254/- has been deposited to National Authority (CAMPA) as per e-challan dated 31.03.2023 and deposited on 05.04.2023 at Annexure-I.
2	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 for Rs.19,44,65,000/- and dwarf species plantation of Rs.1,58,53,000/- has been deposited to National Authority (CAMPA) as per e-challan dated 31.03.2023 and deposited on 05.04.2023 at Annexure-I .
3	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	Notification enclosed at Annexure-II.

	be, will be submitted by the State Government prior to Stage-II approval.	
4	All the funds received from the User Agency (CA and dwarf plantation cost, NPV etc) under the project shall be transferred/ deposited to Compensatory Afforestation Fund of Arunachal Pradesh State managed by the Ad-hoc CAMPA only through e-portal (https://parivesh.nic.in) . Amount deposited through other mode will not be accepted as compliance of the Stage-I clearance.	The total amount of Rs.49,74,50,254/- being cost of CA, NPV & Dwarf species plantation has been deposited to National Authority (CAMPA) as per e-challan dated 31.03.2023 and deposited on 05.04.2023 at Annexure-I.
5	The compliance report shall be uploaded on e-portal (https://parivesh.nic.in/).	Uploaded.
6	The KML files of the area to be diverted, the CA areas, the proposed SMC work, the proposed Catchment Area Treatment area and the WLMP 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 KML files of the area to be diverted and the CA areas are uploaded on the e-Green watch portal
7	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 submitted undertaking for this condition. and to be done after final approval by the UA. at Annexure-III
8	The User Agency shall explore the possibility of successful translocation of maximum number of trees identified to be felled and shall ensure that any tree 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-IV
9	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.1,92,58,232/- 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, Along & Yingkiong FD
10	The expenditure like boundary walls, stone pillars, demarcation charges, cost of damage of trees the funds on these accounts should, be deposited with the DFO concerned	The User Agency has submitted undertaking for this condition at Annexure-V.
11	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-VI.

12	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, submitted by the DC, Upper/West Siang & Siang are enclosed at Annexure-VII,VIII & IX
13	Violation of any of these conditions will amount to violations 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 this Ministry's letter No.5-2/2017-FC dated 28.03.2019.	The User Agency has submitted undertaking for this condition at Annexure-X.
14	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 sent to IRO, Guwahati vide letter No.FOR.13-70/Cons/2022/326-30 dated 23.01.2023

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 double area of 514.10 ha in two patches i.e. 139.92 ha in Jorji-Takke Pujo RF (two nos.of plots, plot-I-94.47 ha abd plot-II 45.45 ha) in Basar Range under Along Forest Division of West Siang District and 374.18 ha in Idu-Keba (Singa) VFR under Yingkiong Forest Division of Upper Siang district 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.	The CA scheme for 10 years at Idu-Keba VFR-374.18 ha under Yingkiong FD and Jorji-Takke Pujo RF-139.92 ha with technically approval by the competent authority has been submitted with the proposal vides dated 23.01.2023.

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-XI.
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-XII.
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-XIII.
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-XIV.
9	The lay out 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-XV.
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-XVI.
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-XVII.
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-XVIII.
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-XIX.
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-XX.

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 257.05 ha forestland for construction of above Transmission line under Section-2 of the Forest (Conservation) Act, 1980 at an early date.

Enclosed: - As above


Yours faithfully,

(S.S.Kandpal)

Addl. PCCF (Cons) & Nodal Officer (FCA)

Copy to:-

1. The Chief Conservator of Forests, CAC, Pasighat for information.
2. The Chief Engineer, Transmission, Planning & Monitoring Zone, DoP, Vidyut Bhawan, Itanagar for information and necessary action.
3. The Executive Director, Power Grid Corporation Ltd., Itanagar for information and necessary action.
- ✓ 4. The Executive Engineer (E), Trans. Division No.-III, Power Deptt., Pasighat for information and necessary action.
5. The Divisional Forest Officer, Yingkiong/Along Forest Division for information.


6/04/24

(S.S.Kandpal)

Addl. PCCF (Cons) & Nodal Officer (FCA)