



प्रशासन/ U.T. Administration of
संघ प्रदेश दादरा एवं नगर हवेली और दमन व दीव Dadra & Nagar Haveli and Daman & Diu.
लोक निर्माण विभाग/Public Works Department
कार्य प्रभाग - II (मार्ग और ईमारत)/Work DIVISION – II (R & B)
कार्यपालक अभियन्ता का कार्यालय/Office of the Executive Engineer
दादरा एवं नगर हवेली/ Dadra & Nagar Haveli
सिलवासा/Silvassa

सं० PWD.II/SD.II/R & B/2022/62/ 148
/03/2023

दिनांक: 25/03/2023

To,

The Deputy Conservator of Forests(T),
Dadra and Nagar Haveli,
Silvassa.

Subject: Regarding Diversion of 23.32. Hect. of Protected Forest land for the work of widening of existing road stretch from Khanvel Chowk to Khedpa border in DNH (Ch. 19/6 to 40/8 Km).

Ref :- No. 6-DNC 053/2021-BHO, dated 20.04.2022 of MOEF & Climate Change Office, Gandhinagar.

Sir,

With reference to the above mentioned subject, the compliance to the conditions raised in this principal approval is given as under:- (Proposal No. FP/DN/Road/35775/2018).

Sr. No	Conditions	Compliance
1A 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 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.	Agreed The amount of Rs. 7,08,21,791/- has been deposited by PWD on dtd. 29.08.2022 in A/C No. 1506561352775708, Union Bank of India vide UTR No. SBINR 5202082611351912 in favour of DADRA NAGARAM CAMPA
2	The State Government shall charge the Net Present	Agreed

	Value (NPV) for the <u>23.32 ha</u> 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 revision of NPV vide Ministry letter No. 5-3/2011:F-C(Vol-1) dated 06.01.2022 in this regard.	Deposited as above.
3	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.	Agreed
4	The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector	Agreed
5	The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the direction of concerned Divisional Forest Officer.	Agreed
6	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.	Agreed
7	All the funds received from the user agency under the project shall be transferred/ deposited to CAM PA fund only through e-portal.	Agreed
1B – 1	Legal status of the forest land shall remain unchanged.	Agreed
2	Forest land will be handed over to the User Agency only after required non-forest land for the project is handed over to the User Agency.	Agreed
3	Compensatory afforestation shall be taken up by the Forest Department over 47.00 ha de-graded forest land, Survey No. 32/P, Village-Bonta in Dadra & Nagar Haveli at the cost of the	Agreed

	user agency. As far as possible, a mixture of local indigenous species shall be planted and mono-culture of any species may be avoided.	
4	User agency shall restrict the felling of trees to 3159 trees/minimum numbers in the diverted forest land and the trees shall be felled under strict supervision of the State Forest Department and cost of felling of trees shall be deposited by the User Agency with the State Forest Department.	Agreed
5	The User Agency shall raise strip plantation on both sides of the road as per the [RC norms.	Agreed
6	User Agency shall provide suitable measures for free movement of wildlife in and around the forest area in accordance to Eco friendly measures to mitigate impacts of linear infrastructure on wildlife (2016) by Will with consultation of CWLW.	Agreed
7	Speed regulating signage will be erected along the road at regular intervals in the Protected Areas/ Forest Areas.	Agreed
8	No damage to the flora and fauna of the adjoining area shall be caused.	Agreed
9	The layout plan of the proposal shall not be changed without prior approval of Central Government.	Agreed
10	No labour camp shall be established on the forest land.	Agreed
11	Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.	Agreed
12	The boundary of the diverted forest land shall	Agreed

	be suitably demarcated on ground at the project cost, as per the directions of the concerned Divisional Forest Officer.	
13	No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.	Agreed
14	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.	Agreed
15	The forest land shall not be used for any purpose other than that specified in the project proposal.	Agreed
16	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.	Agreed
17	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.	Agreed
18	The User Agency shall comply with 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.	Agreed
19	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. No. 11-42/2017-FC dt 29/01/2018.	Agreed
20	Any other condition that the Ministry of	Agreed

	Environment, Forests & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife.	
21	The compliance report shall be uploaded on e-portal (https://parivesh.nic.in/):	Agreed

The above information is furnishing herewith and uploaded on website of www.parivesh.nic.in.

This is for your kind information please.

Encl: as above

Yours faithfully,

Executive Engineer,
P.W.D. Work Division. I (R & B),
Dadra & Nagar Haveli,
Silvassa

de

U.T. Administration of
Dadra and Nagar Haveli, Daman & Diu
Public Works Department(Road),
Division No.I (R & B)
Silvassa

No. PWD-II/SD-II/R&B/2023/ 339

Dated: 17/08/2023.

To,

The Deputy Conservator of Forests (T),
Dadra and Nagar Haveli,
Silvassa.

Subject :- Diversion of 23.32 ha Protected forest land for widening of existing road stretch from Khanvel Chowk to Khedpa Border in favour of Executive Engineer, PWD-II (Road) Silvassa in the UT of Dadra & Nagar Haveli.

Reference :- 1 . Letter of MOEF & Climate Change , dtd. 10th May , 2023.

(Proposal No. FP/DN/ROAD/35775/2018)

Sir,

With reference to the subject cited above, the compliance of Point no. 1 & 2. is given below:-

Sr. No.	Points	Reply
1.	Undertaking to pay the additional amount of NPV, if revised shall be submitted by the User Agency.	Already send to the Forest Department on 03.08.2023.
2.	Complete compliance of Forest Rights Act, 2006 is not submitted. Thus, it is requested to submit the FRA certificate in the prescribed format along with all enclosures i.e. proceedings of DLC, SDLC and Gram Sabha.	Compliance of Forest Rights Act, 2006 in FORM-I given by the Collector, DNH is enclosed herewith.

This is for your kind information please.

प्राप्त किया / Received

प्रेषक लिपिक / DISPATCH (T)

उपवन संरक्षण अधिकारी
Deputy Conservator of Forest (T)

दादरा एवं नगर हवेली
Dadra & Nagar Haveli
Silvassa / सिलवासा

ऑफिस कार्यलय / Office of
The Conservator of Forest
डी. एन. एव, सिलवासा

D.N.H., Silvassa

Encl:- As above.

Yours faithfully,

Executive Engineer,
PWD Division, No I, (R & B),
Dadra & Nagar Haveli,
Silvassa.

Copy submitted to :-

Prepared
17/8/23.

1. The Chief Conservator of Forests, DNH & DD for information please.
2. The Conservator of Forests, DNH & DD, for information please.
3. The Assistant Engineer (II), PWD, R&B, Road Division for information & necessary action.

FORMAT FOR UNDERTAKING

I, Shri. M.R. Rana, (Executive Engineer, PWD-II (Road)) on behalf of the President of India undertake to pay the cost of raising and maintenance of Compensatory A forestation/Penal Compensatory a forestation as estimated by the Forest Department, Dadra & Nagar Haveli, Silvassa for planting the area equivalent to the area diverted and also the cost of Net present Value (NPV) of Land as per order of Hon'ble Supreme Court of India dated 30/10/2002 in I.A. 566 in W.P(Civil) No. 202/1995.

I/We also undertake to pay the cost of protection and regeneration of Safety zone etc. as per the compensatory A forestation scheme prepared by the Forest Department, Dadra & Nagar Haveli, Silvassa. The cost of plantation, fencing as well as maintenance of plantation along with the damages if any, will be borne by us.

I/We also undertake that I/We shall apply for and comply with all the necessary approvals/clearances including under Forest (Conservation) Act, 1980 and Wildlife (Protection) Act, 1972.

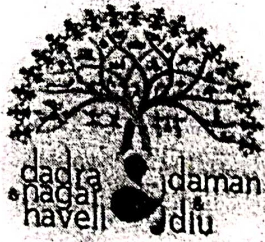
(Shri M.R. Rana),
Executive Engineer,
P.W.D., Civil Dn. II (Road),
Dadra and Nagar Haveli,
Silvassa.

**Name of Work:- De-reservation of Road side protected forest land from
Khanvel Chwok upto Khedpa Border. (Ch. 19/6 to 40/8).**

Date :- 26.07.2023.

Place :- Silvassa.

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प्रशासन / Administration of
संघ प्रदेश दादरा और नगर हवेली एवं दमण और दीव /
UT of Dadra & Nagar Haveli and Daman & Diu
समाहर्तालय, पहली मंजिल, जिला सचिवालय, सिलवासा /
O/o. the Collector, First Floor, District Secretariat, Silvassa
ईमेल/ Email: supcol-dnh@nic.in/ फ़ोन/ Phone: 0260 - 2642106



No. PWD. II/SD. II/Road/2023/114/1594

Date: 09/08/2023

FORM - I
(for linear projects)

TO WHOMSOEVER IT MAY CONCERN

In compliance of the Ministry of Environment and Forests (MoEF), Government of India's letter No. 11-9/98-FC(pt.) dated 3rd August 2009 wherein the MoEF issued guidelines on submission of evidences for having initiated and completed the process of settlement of rights under the Scheduled Tribes and other Traditional Forest Dwellers (Recognition of Forest Right) Act, 2006 ('FRA', for short) on the forest land proposed to be diverted for non-forest purposes read with MoEF's letter dated 5TH February 2013 wherein MoEF issued certain relaxation in respect of linear project, it is certified that 23.32 hectare of forest land proposed to be diverted in favour of Executive Engineer, PWD- II (Road), DNH for widening of existing road stretch from Khanvel Chowk to Khedpa Border.

It is further certified that:

- (a) the complete process for identification and settlement of rights under the FRA has been carried out for the entire 23.32 hectare of forest area proposed for diversion. A copy of records of all consultations and meetings of the Forest Rights Committee(s), Gram Sabha(s), Sub-Division Level Committee(s) and the District Level Committee are enclosed as annexure. NOT APPLICABLE (As per MoEF letter dated 5th February 2013)

(b) the diversion of forest land for facilities managed by the Government as required under section 3 (2) of the FRA have been completed and the Gram Sabhas have given their consent to it; NOT APPLICABLE (As per MoEF letter dated 5th February 2013)

(c) the proposal does not involve recognized right of Primitive Tribal Groups and Pre-agricultural communities.

Bhanu Prabha
07.08.2023
(Bhanu Prabha)
Collector, DNH

UT Administration of Dadra & Nagar Haveli
Social Welfare Department
Lekha Bhawan 3rd Floor Behind Secretrate
Silvassa

CERTIFICATE

This is to certify that, there is no Particularly Vulnerable Tribal Groups (PVTGs) earlier known as Primitive Tribal Group exists in UT of Dadra and Nagar Haveli.

This issues in accordance with the list of names of (PVTGs)-States/UT wise published by Ministry of Tribal Department vide letter no 22040/37/2012-NGO dated 20th March 2015.

R. V. V.
Deputy Secretary,
Tribal Welfare Department
Dadra & Nagar Haveli
Silvassa.

No: ADMR/TW/DNH/PVTG/2018/15/ 119

Date: 16 /03/2018.

Place Silvassa.