



Ref.: TLJ/LM-01(K.U)/3105
Date: 29/08/2023

To,
Deputy Conservator of Forests (Territorial)
Pune Forest Division
Vanbhavan, Bhamburda Van Vihar
Gokhale Nagar
PUNE 411016.

Subject: Compliance to in-principle Forest Clearance for Diversion of 0.0440 ha of Reserved Forest land for replacement of existing tower no. 24 of 110 KV Khopoli-Davdi-Bhira Transmission line.

Ref.: 1) MoEFCC letter no. : F.NO. FC-I/MH-319/2023-NGP/11860 dated 11.07.2023
2) Your office Demand Note letter no. B/Desk-4-2/Land/1582/2023-24 from DCF Pune dated 31.07.2023

Dear Sir,

We have received in-principle clearance for our proposal of diversion of 0.0440 ha. Forest land for replacement of existing tower no. 24 of 110 KV Khopoli-Davdi-Bhira Transmission Line vide above referred letter no. 1. Subsequently we are in receipt of Demand note from your office as per ref. no. 2.

Tata Power has transferred necessary payment towards compliance of Compensatory Afforestation and Net Present Value in Parivesh portal. We are submitting herewith condition-wise compliance made to the in-principle forest clearance of this proposal as per attached Annexure-I and its exhibits (Five sets).

We request you to send your recommendation to Government of India for issuing final Forest clearance.

Yours faithfully,

For THE TATA POWER COMPANY LIMITED,


KAPIL P. UMAK
HEAD TRANSMISSION LINES

Kapil Umak

Head – Transmission Lines

Transmission Division

Encl.: Annexure-I and its exhibits in 5 sets

TATA POWER

The Tata Power Company Limited

Transmission Division Shil Road Netivli Kalyan 421 301 District Thane

Tel (0251) 911 2449654 2449665 Fax (0251) 911 2451535

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Condition-wise compliance report of in-principal forest clearance

Name of the project: Diversion of 0.0440 ha of Reserved Forest land for replacement of existing tower no. 24 of 110 KV Khopoli-Davdi-Bhira Transmission line.

Forest Area to be diverted: 0.0440 ha.

Reference: 1) F.NO. FC-I/MH-319/2023-NGP/11860 dated 11.07.2023
2) Demand Note letter no. B/Desk-4-2/Land/1582/2023-24 from DCF Pune dated 31.07.2023 from DCF Pune

Condition No.	Condition	Compliance
i.	Legal status of the forest land shall remain unchanged	Noted. The undertaking to this effect has been attached as Exhibit 1.
ii.	The State Forest Department shall undertake plantation of 100 plants over degraded forest land as Compensatory Afforestation, in lieu of forest land being diverted at the cost of the User Agency. As far as possible, a mixture of local indigenous species along with 10% RET species of Pune District shall be planted and monoculture of any species may be avoided.	Noted and complied with as per following: This payment has been made online through RTGS. As per the above ref. letter 1 & 2, cost of Compensatory Afforestation scheme including cost of survey, demarcation and erection of boundary pillars at the prevailing wage rate and maintenance thereof for 10 years amounting to Rs. 78,047/- has been deposited through RTGS in Maharashtra CAMPA account having its Saving Account no.- 1507864154921086 and IFSC code- of Union Bank of India UBIN0996335 on 24 th August 2023. UTR no. of this transaction is. N236232609114743. The screenshot of the payment made and screenshot of Payment status as per Parivesh portal has been attached as Exhibit-2.
iii.	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.	
iv.	<p style="text-align: center;">NPV</p> <p>a. A state Government shall charge the Net Present Value (NPV) for the 0.0440 ha forest area to be diverted under this proposal from 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, letter No. 5-2/2006-FC dated 03/10/2006, letter No. 5-</p>	<p>a. This payment of Net Present Value for the 0.0440 ha. of forest land to be diverted under proposal amounting to Rs. 54,058/- has been deposited through RTGS in Maharashtra CAMPA account having its Saving Account no.- 1507864154921086 and IFSC code- of Union Bank of India UBIN0996335 on 24th August 2023. UTR no. of this transaction is.</p>

Condition No.	Condition	Compliance
	<p>3/2007-FC dated 05/02/2009, letter No. 5-3/2011-FC (Vol-I) dated 06.01.2022 and letter No. 5-3/2011-FC (Vol-I) dated 22.03.2022 in this regard</p> <p>b. 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 the 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.</p>	<p>N236232609114743.</p> <p>The screenshot of the payment made and screenshot of Payment status as per Parivesh portal has been attached as Exhibit-2.</p> <p>b. The undertaking for additional amount of the NPV of the diverted Forest land, if any has been attached as Exhibit 3.</p>
v.	No tree felling or cutting shall be permitted under instant proposal	Noted. User agency shall not cut any tree under this proposal. The undertaking to this effect has been attached as Exhibit 4.
vi.	All the funds received from the user agency under the project shall be transferred/ deposited to CAMPA fund only through e-portal (https://parivesh.nic)	Noted. The necessary payments has been made to CAMPA through e-portal as provided in Exhibit-2. Undertaking to this effect has been attached as Exhibit 5.
vii.	The State Government, Maharashtra Nodal Officer (FCA), Maharashtra shall ensure settlement of rights under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 (No. 2 of 2007) before issuing an order for handing over of forest land to the User Agency as per Rule- 9 (6) (b) (ii) of Forest (Conservation) Rules, 2022 dated 28.06.2022	<p>User Agency has applied to District Collector – Pune for certificate under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 (No. 2 of 2007). The verification under is under process.</p> <p>User agency shall provide FRA certificate as soon as it is received from District Collector – Pune. The undertaking to this effect has been attached as Exhibit 6.</p>
viii.	To improve the Forest/ Tree cover and to reduce pollution, as mandated in National Forest Policy, 1988 and Environmental (Protection) Act, 1986 respectively, the User Agency shall develop a separate nursery at one or more places to raise at least 500 seedlings of forestry species along with bamboo, fruit bearing, medicinal, ornamental and indigenous/local every year. At least 50% of seedlings shall be planted by User Agency in the vicinity of project area including forest area and for hand holding with local people residing in vicinity of proposed area, User Agency shall voluntary distribute remaining 50% of seedlings to them free of cost. A	<p>Tata Power wish to submit that –</p> <ol style="list-style-type: none"> Under this proposal there is no tree felling proposed. Tata Power, as a responsible Corporate is conducting massive tree plantations (both -saplings as well as seedlings) in the Maval, Mulshi, Tamhini, Khopoli and surrounding areas since last 15 years with help of Forest Dept. and local people. <p>The undertaking for complying with this condition has been attached as Exhibit-7.</p>

Condition No.	Condition	Compliance
	compliance report including species wise details of seedlings raised, location of plantation area and details of villagers whom seedlings have been distributed need to be prepared every six month and submitted to Integrated Regional Office of MoEF&CC.	
ix.	The User Agency shall submit the project specific Wildlife Mitigation Plan approved by Chief Wildlife Warden along with Stage-I compliance report.	Project specific Wildlife Mitigation plan as approved by Chief Wildlife Warden has been enclosed as Exhibit-8.
x.	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 and provide funds for execution of the said scheme to the State Forest Department.	<p>The User Agency submits that the present proposal is for only replacement of Tower no. 24 of existing 110 KV Khopoli-Davdi-Bhira Transmission line and not for entire transmission line.</p> <p>User Agency requests suggest scheme and details for creation and maintenance of plantation of dwarf species for the span of 562 meters i.e. length of transmission line between Tower no. 23 to Tower no. 25.</p> <p>The undertaking to make fund provision under this condition has been attached as Exhibit-9.</p>
xi.	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	<p>The User Agency submits that the present proposal is for only replacement of Tower no. 24 of existing 110 KV Khopoli-Davdi-Bhira Transmission line and not for entire transmission line.</p> <p>User Agency agrees to provide bird deflectors on upper conductor of transmission line span of 562 meters i.e. length of transmission line between Tower no. 23 to Tower no. 25. The undertaking to this effect has been attached as Exhibit-10.</p>
xii.	The User agency shall comply with the guidelines for laying transmission lines through forest areas issued by Ministry vide letter no. 7-25/2012-FC dated 05/05/2014 & 19/11/2014.	Agreed & shall be complied with. The undertaking to this effect has been attached as Exhibit 11.
xiii.	User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.	Environmental Clearance is not applicable for Transmission line.

Condition No.	Condition	Compliance
xiv.	The layout plan of the proposal shall not be changed without prior approval of Central Government	Agreed & shall be complied with during project execution. The undertaking to this effect has been attached as Exhibit 12.
xv.	No labor camp shall be established on the forest land	Agreed & shall be complied with during project execution. The undertaking to this effect has been attached as Exhibit 13.
xvi.	Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the laborer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel	Agreed & Shall be complied with during project execution. The undertaking to this effect has been attached as Exhibit 14.
xvii.	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	Agreed & Shall be complied with during project execution. The undertaking to this effect has been attached as Exhibit 15.
xviii.	No additional or new path will be constructed inside the forest area for transportation of construction materials or execution of the project work.	Agreed & Shall be complied with during project execution. The undertaking to this effect has been attached as Exhibit 16.
xix.	The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favor of the user agency or the project life, whichever is less	Agreed. The undertaking to this effect has been attached as Exhibit 17.
xx.	The forest land shall not be used for any purpose other than that specified in the project proposal.	Agreed & Shall be complied with during project execution. The undertaking to this effect has been attached as Exhibit 18.
xxi.	The forest land proposed to be diverted shall alder no circumstances be transferred to any other agencies, department or person without prior approval of Govt. of India.	Agreed & Shall be complied with during project execution. The undertaking to this effect has been attached as Exhibit 19.
xxii.	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- 42/20a 7-FC dt 29/01/2018;	Agreed & Shall be complied with during project execution. The Undertaking to this effect has been attached as Exhibit 20.
xxiii.	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	Agreed. The undertaking to this effect has been attached as Exhibit 21.

Condition No.	Condition	Compliance
xxiv.	The compliance report shall be uploaded on e-portal (https://parivesh.rite.in/)	Agreed. Undertaking to this effect has been attached as Exhibit 22.



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