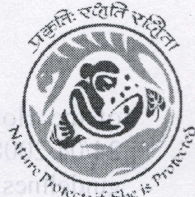




सत्यमेव जयते

भारत सरकार
GOVERNMENT OF INDIA
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FOREST & CLIMATE
CHANGE
एकीकृत क्षेत्रीय कार्यालय, गांधीनगर/ Integrated Regional Office,
Gandhinagar



ए वींग- 407 एवं 409, "अरण्य भवन", सी.एच.-3 सर्किल के समीप, सेक्टर-10 ए, गांधीनगर-382010 / A
wing- 407 & 409, "ARANYA BHAWAN", Near CH-3 Circle, Sector-10A, Gandhi Nagar-
382010
Email: iro.gandhingr-mefcc@gov.in

File No. 6-GJB103/2021-BHO

Dated:03rd January, 2022

To
Additional Chief Secretary (Forests)
Govt. of Gujarat
Block No. 14, 8th Floor, New Sachivalaya
Gandhinagar, Gujarat.

(Online Proposal No: FP/GJ/OFC/46707/2020)

Sub: Diversion of 0.769995 ha Protected ha Protected Forest & Wildlife Sanctuary area for laying underground Optical Fiber Cable from Village Dayapar to gaduli and Village Dolatpar to Matana MADh in Lakhpat Taluka of Kutch District in favour of Deputy Manager/NOFN, Railtel Corporation of India Ltd., Bhuj, Gujarat.
Sir,

This refers to letter No. FCA-1021/1-02/21/S.F-181/F dated 24.11.2021 of the State Govt. of Gujarat on the above mentioned subject seeking prior approval of the Ministry of Environment, Forest & Climate Change under section 2 of Forest (Conservation) Act, 1980.

The proposal was duly considered and approved by the Central Government for issuance of In-Principle approval. Therefore, the undersigned, on the behalf of the Central Government, conveys **In-principle/Stage-I Approval** for diversion of 0.769995 ha Protected ha Protected Forest & Wildlife Sanctuary area for laying underground Optical Fiber Cable from Village Dayapar to gaduli and Village Dolatpar to Matana MADh in Lakhpat Taluka of Kutch District in favour of Deputy Manager/NOFN, Railtel Corporation of India Ltd., Bhuj, Gujarat subject to the following terms and conditions: -

1. Legal status of the forest land shall remain unchanged.
2. Compensatory afforestation shall be taken up by the Forest Department over an area of 2.00 ha de-graded forest land at Survey No. 56/pt, Village- Baiyavo, Taluka- Lakhpat, District- Kutch, Gujarat 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.
3. 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.
4. The State Government shall charge the Net Present Value(NPV) for the 0.769995 ha forest area to be diverted under this proposal from the User Agency as per the orders

[Signature]
03/01/2022.

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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 in this regard.

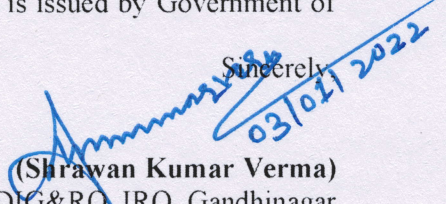
5. Additional amount of the NPV of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect.
6. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
7. No tree felling shall be involved in the implementation of this project.
8. User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.
9. The layout plan of the proposal shall not be changed without prior approval of Central Government.
10. No labour camp shall be established on the forest land.
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.
12. 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.
13. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
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.
15. The forest land shall not be used for any purpose other than that specified in the project proposal.
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.
17. 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.
18. 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.
19. 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.
20. All the funds received from the user agency under the project shall be transferred/ deposited to CAMPA fund only through e-portal.
21. **It has been observed that there are multiple proposals seen submitted for the optical fibre cable in same forest area. Accordingly, In future User Agency/State Govt. shall submit a single comprehensive proposal for all such projects together in the same forest land.**
22. The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).

After receipt of compliance report on fulfillment of all of the above conditions from the State Government, proposal will be considered for final approval under Section-2 of the Forest (Conservation) Act, 1980, by this office.

Ammares
03/01/2022

The order for transfer of forest land to user agency shall not be issued by the State Government till final approval order for diversion of forest land is issued by Government of India.

Sincerely,


(Shrawan Kumar Verma)
DIG&RO, IRO, Gandhinagar

Copy to:

1. The Inspector General of Forests (Central), ROHQ Division, Ministry of Environment Forest and Climate Change, Indira paryavaran Bhawan, Jor Bagh Road, New Delhi-110003.
2. The APCCF & Nodal Officer (FCA), Aranya Bhawan, Sector- 10A, Gandhinagar, Gujarat.
3. The Deputy Conservator of Forests, SF Division Kutch, Gujarat.
4. The Dy. Manager (NOFN), RailTel Corporation of India Ltd., Bhuj, District- Kutch, Gujarat.
5. Guard File.