

Government of Gujarat,
Forest and Environment Department,
No. FED/FLP/e-file/6/2024/0293/F

Block No. 14, 8th Floor, Sardar Patel Bhavan, Sachivalaya,
Gandhinagar, Gujarat-382010

To

Nodal officer (FCA) & APCCF (Land)

Aranya Bhvana,
Gandhinagar.

Subject: Diversion of **0.999 ha.** Reserved Forest land for construction of road from Bawalkanthiya Bharmiya Kandla to Mithibili Road (Mithibili Road (Mithibili PH/C to Dhuniyara) of Sabarkantha District in favour of Panchayat R & B Division, Himmatnagar.

(Online Proposal No: FP/GJ/Road/123492/2021)

Ref: Handbook of Forest Conservation Act, 1980 & Forest Conservation Rules, 2003 (Guidelines & Clarifications) Year 2019 in Chapter-4(4.3).

Sir,

With reference to your letter No. **PCCFO/per/e-file/129/2024/0516/Land**, dated 03.02.2024 on the above mentioned subject seeking prior approval of the Government under Section -2 of the Forest (Conservation) Act, 1980.

S. No.	Description	Length x Width (Meter)	Area in (Ha.)
1	At.Mithibili, Ta- Khedbrahma	1110.00 9.00	0.999
Total			0.999

The Government of India, Ministry of Environment & Forests has delegated its power to the state government for general approval vide letter referred as above for diversion of forest land section-2 of the Forest (Conservation) Act, 1980 for diversion of forest land for an area ≤ 1.00 ha.

In view of the above, the undersigned is pleased to convey the State Government's "**in principle**" approval under Forest (Conservation) Act, 1980 for Diversion of **0.999 ha.** Reserved Forest land for construction of road from Bawalkanthiya Bharmiya Kandla to Mithibili Road (Mithibili Road (Mithibili PH/C to Dhuniyara) of Sabarkantha District in favour of Panchayat R & B Division, Himmatnagar subject to the following conditions:-

1. This permission is granted only for use of the forest land for the purpose specified in the proposal. The legal status of the forest land shall remain unchanged.

2. **Compensatory Afforestation :**

a) Compensatory Afforestation is proposed at 2.00 ha Degraded forest land at Survey No.438., Village-Chandrani, Tal.Himmatnagar, Dist. Sabarkantha 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.

b) Cost of Compensatory Afforestation at the prevailing wage rates as per compensatory afforestation scheme and 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 year.

3. Net Present Value (NPV) for the area to be diverted under the proposal shall be deposited by 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 and 09.05.2008 in IA-566 in W.P.(Civil) No. 202/1995 and as per the guidelines issued by the MoEFCC 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 regards.

4. All the funds **Condition No.2&3** received from the user agency under the project shall be transferred/deposited to CAMPA fund only through e.portal. (<https://parivesh.nic.in/>).

5. User Agencies shall generate challan through PARIVESH portal before making payment for Stage-II Clearance process. All the fund shall be deposited through PARIVESH portal by the User Agency.

6. Forest land shall not be used for any purpose other than that specified in the FCA proposal.

7. User agency will have to obtain permission from the Nodal Officer (FCA), for carrying out any maintenance works in future.

8. User agency will have to restore the forest land after use/maintenance work. No trees are required to be cut in the demanded area.

9. User agency will have to restore the forest land after use/ maintenance work.

10. Project area is 28.00 Km. away from the Balaram-Ambaji Wildlife Sanctuary.

11. User agency will be liable to compensate any loss to Forests/Environment caused due to the use of the said land by the user agency.

12. User agency will seek permission from the Road & Building Department/Science & Technology Dept. Sachivalaya, Gandhinagar, if required so.

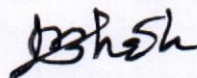
13. In case of roads, this general approval shall be applicable only if the requirement of forest land for construction/widening of the entire stretch of the road is not more than one hectare.

14. User Agency shall submit the details regarding compliance of MoEF's guideline dated 03.08.2009 and 05.02.2013 with regard to the Scheduled Tribe & Other Forest Dwellers (Recognition of Forest Rights) Act, 2006. FRA shall be uploaded on e.portal ([https://parivesh.nic.in.](https://parivesh.nic.in/)) before Formal Approval.

15. Any other condition, which the State Government or Nodal Officer(FCA) may stipulate from time to time.

16. Compliance report shall be uploaded on e.portal ([https://parivesh.nic.in.](https://parivesh.nic.in/))

After receipt of the compliance report on the fulfilment of condition no. (2), (3), (4), (5), (6), (14) & (16) mentioned above from you, order of formal approval shall be issued by this Department.



(B.L.Chaudhari)

Deputy Secretary

Forest & Environment Department

copy to:-

1. Regional Officer, IRO-Gandhinagar, Ministry of Environment, Forest & Climate Change, A-407 & 409, Aranyan Bhavan, CH-3 Circle, Sector-10/A, Gandhinagar.
2. Dy. Conservator of Forest, Himmatnagar, Gujarat.
3. Deputy Executive Engineer, Panchayat R & B Division, Himmatnagar, Gujarat.
4. Select File