



सत्यमेव जयते

भारत सरकार / GOVERNMENT OF INDIA
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FOREST & CLIMATE CHANGE
क्षेत्रीय कार्यालय, भोपाल/ REGIONAL OFFICE, BHOPAL

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क्रमांक 6-एमपीबी 052/2023-बीएचओ/315

दिनांक : 02/05/2024.

प्रति,

प्रधान सचिव (वन)

मध्यप्रदेश शासन,

वल्लभ भवन, भोपाल ।

विषय: सिंगरौली जिले में बैढन-1 ग्रामीण समूह जल प्रदाय योजना के अन्तर्गत पाईप लाईन बिछाने हेतु 2.5744 हेक्टेयर (ऑनलाईन आवेदित 2.8607 हे.) आरक्षित एवं संरक्षित वनभूमि महाप्रबंधक, जल निगम मर्यादित, परियोजना क्रियान्वयन इकाई को उपयोग पर देने बाबत (Online Proposal No. FP/MP/WATER/151344/2022).

Sir,

This refers to letter No. F-5/1291/2023/10-11/3431 dated 28/7/2023, 1856 dated 31/03/2024 of PCCF/ APCCF(LM) & Nodal Officer, Govt. of Madhya Pradesh on the above mentioned subject seeking prior approval of the Ministry of Environment, Forest and Climate Change under section 2 of Forest (Conservation) Act, 1980.

After due consideration of the proposal of the State Government, the "in-principle" approval of Central Government, is hereby conveyed for diversion of 2.5744 ha (online proposed 2.8607 ha) Reserved & Protected Forest land for laying of drinking water pipeline under Waidhan-1 Multi Village Rural Water Supply Scheme in favour of General Manager, Jal Nigam Maryadit in Singrouli District of Madhya Pradesh, subject to the following conditions and stipulations.

A: Conditions which need to be complied prior to handing over of forest land by the State Forest Department.

- (1) The cost of compensatory afforestation on the CA land 2.5744 ha (out of 67.30 ha) **non-forest land** at the prevailing wage rates as per compensatory afforestation scheme (including the cost of survey, demarcation and erection of permanent pillars etc. as required for securing the land against encroachment) shall be deposited in advance with the State 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.
- (2) *Non-forest land shall be transferred and mutated in favour of State Forest department and documents shall be submitted.*
- (3) *The non-forest land which is transferred and mutated in favour of the State Forest Department for the purpose of compensatory afforestation shall be declared as Reserved Forest under Section-4 or Protected Forest under Section-29 of the Indian Forest Act, 1927 or under the relevant Section(s) of the State Forest Act. Copy of PF/RF notification may be sent in Stage-I compliance report.*

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- (4) The State Government shall charge the Net Present Value (NPV) for the **2.5744 ha** forest area to be diverted under this proposal from the User Agency as per the order 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, 5-3/2007-FC dated 05/02/2009 & 5-3/2011-FC(Vol-I) dated 06/01/2022 in this regard.
- (5) 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.in/>).
- (6) The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
- (7) **Works can be started only after approval of the SCNBWL. Copy of approval of SCNBWL shall be submitted along with an undertaking that all conditions imposed by SCNBWL shall be complied. Also, in case approval of SCNBWL is not accorded then this approval shall stand infructuous and in no case any fait accompli situation shall be entertained.**
- (8) *Stage I approval is given with the intention that work can be started only after the proposal under the provision of FCA, 1980 submitted for construction of other components of the project is also approved.*
- (9) *DFO shall ensure that no other forest land is utilized for non forestry purpose during the implementation of this project otherwise than that approved in this project.*
- (10) *The User Agency shall submit an undertaking that no muck shall be disposed off in forest land.*
- (11) अतिरिक्त मलवे के निस्तारण हेतु चयनित पिपरी गाँव में खसरा संख्या 245 पर वन (संरक्षण) अधिनियम, 1980 के प्रावधान लागू नहीं होते हैं, इस बाबत संबंधित वनमण्डलाधिकारी द्वारा प्रमाण पत्र प्रेषित किया जाये ।
- (12) प्रस्ताव में वनभूमि के अतिरिक्त गैर वनभूमि भी सम्मिलित है । अतः गैर वनभूमि की जानकारी भी प्रेषित की जाये तदनुसार Online Portal में भी इंगित की जाये ।
- (13) The KML files of diverted area and CA areas shall be uploaded on the e-Green watch portal with all requisite details prior to Stage-II approval.
- (14) Violation of any of these conditions will amount to violation 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.
- (15) The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).


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 Stage-II approval:

- (1) Legal status of the forest land shall remain unchanged.
- (2) Compensatory afforestation shall be taken up by the Forest Department over **2.5744 ha (out of 67.30 ha) non-forest land at Khasra No. 64, 67, 68, 69, 70, 71, 72, 73, 76, 77, 79, 80, & 80/4 Village- Nougai-II, Tehsil-Chitrangi, District-Singrouli** at the cost of the user agency. As far as possible, a mixture of local native species shall be planted and monoculture of any species, especially non-native species should be avoided.

- (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 also be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect.
- (4) **No tree felling shall be involved in the implementation of this project.**
- (5) The State Government and user agency shall comply the provisions of the all Acts, Rules, Regulation, guidelines, NGT order & Hon'ble Court Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project.
- (6) The Pipeline shall be laid down 1.5 meter below the ground and after lying down of pipe line the ground will be leveled.
- (7) User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.
- (8) 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.
- (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) The User Agency shall provide alternate fuels preferably LPG to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas.
- (12) The period of diversion under this approval shall be co-terminus with the period of the project life.
- (13) The forest land shall not be used for any purpose other than that specified in the project proposal.
- (14) The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department, or person without prior approval of Central Government.
- (15) Any other condition that the Ministry of Environment, Forest & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forest & wildlife.

After receipt of the compliance report regarding fulfillment of the conditions as stipulated above, from the State Government, formal approval will be issued in this regard under Section 2 of Forest (Conservation) Act, 1980.

This has been issued with the approval of competent authority.


(डॉ. योगेश गैरोला)

तकनीकी अधिकारी(वानिकी)

प्रतिलिपि:

1. वन महानिरीक्षक(एफसी), पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, इंदिरा पर्यावरण भवन, नई दिल्ली ।
2. अपर प्रधान मुख्य वन संरक्षक(भू-प्रबंध) एवं नोडल अधिकारी, वन विभाग, तुलसी नगर, भोपाल ।
3. वनमण्डलाधिकारी, सामान्य वनमण्डल सिंगरौली, जिला-सिंगरौली, मध्यप्रदेश ।
4. महाप्रबंधक, मध्यप्रदेश जल निगम मर्यादित, परियोजना क्रियान्वयन इकाई, सिंगरौली, मध्यप्रदेश ।
5. आदेश पत्रावली ।


(डॉ. योगेश गैरोला)

तकनीकी अधिकारी(वानिकी)