



भारत सरकार
GOVERNMENT OF INDIA
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FOREST AND CLIMATE CHANGE
क्षेत्रीय कार्यालय
REGIONAL OFFICE
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F. No. 3-MG B 046/2022-SHI/ 3009-10

30th November, 2023

वामे,

आयुक्त और सचिव / Commissioner & Secretary,
मेघालयसरकार / Govt of Meghalaya,
वनऔरपर्यावरणविभाग / Forests & Environment Department,
शिलांग / Shillong.

Sub : Proposal for diversion of 0.489 ha of forest land for construction of Science and Technology Demonstration Centre at NEHU Campus, Shillong by State Council of Science Technology and Environment.

Sir,

This has got reference to the State Government of Meghalaya letter No.FOR.15/2022/70 dated 28.09.2022 on the subject mentioned above seeking prior approval of the Central Government under Section-2 of the Forest (Conservation) Act, 1980.

2. After careful examination of the proposal and additional information submitted by the State Govt vide letter No.MFG.22/553/11,998 dated 06.11.2023, the **In-principle / Stage-I approval** of the Central Government is hereby granted for diversion of **0.489 ha** of forest land for construction of Science and Technology Demonstration Centre at NEHU Campus, Shillong by State Council of Science Technology and Environment, subject to the following conditions:

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

- 1) The user agency shall transfer, the Net Present Value (NPV) of the forest land being diverted under this proposal, as per the Ministry's Guideline No.5-3/2011-FC (Vol.I)dated 06.01.2022 and even No. dated 19.01.2022.The requisite funds shall be transferred through online portal into CAMPA account of the State concerned;
- 2) The user agency shall transfer the cost of raising and maintaining the compensatory afforestation at the current wage rate in consultation with State Forest Department in the account of CAMPA of the concerned State through online portal. The scheme may include appropriate for anticipated cost increase for works scheduled for subsequent years;
- 3) At the time of payment of the Net Present Value (NPV) at the then prevailing rate, the User Agency shall furnish an undertaking to pay the additional amount of NPV, if so determined, as per the final decision of the Hon'ble Supreme Court of India;
- 4) All the above funds received from the User Agency under the project shall be transferred / deposited to CAMPA Fund only through **e-portal** (<https://parivesh.nic.in/>);
- 5) The cost of felling of trees shall be deposited by the user agency with the State Forest Department.
- 6) 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;
- 7) The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the District Collector;

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- 8) 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;
- 9) The KML files of the area to be diverted, the CA areas shall be uploaded on the e-Green watch portal with all requisite details before issuing work permission towards linear projects or submitting compliance report for seeking Stage-II approval, as the case may be;
- 10) The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>);

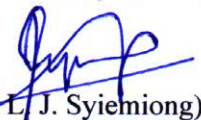
B: Conditions which need to be strictly complied on field after handing over of forest land to the user agency by the State Forest Department but the compliance in form of undertaking shall be submitted prior to Stage-II approval:

- 1) Legal status of the diverted forest land shall remain unchanged;
- 2) Compensatory Afforestation shall be raised over **0.978 ha** at 6 patches in Compartment No. 1, 2, 3 & 4 under Upper Shillong Protected in East Khasi Hills District.
- 3) The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government;
- 4) No damage to the flora and fauna of the adjoining area shall be caused;
- 5) The concerned Divisional Forest Officer, will monitor and take necessary mitigative measures to ensure that there is no adverse impact on the forests in the surrounding area;
- 6) The layout plan of the proposal shall not be changed without prior approval of Central Government;
- 7) No labour camp shall be established on the forest land;
- 8) 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;
- 9) The boundary of the diversion forest land shall be suitably demarcated on ground at the project cost, as per the direction of the concerned Divisional Forest Officer;
- 10) The muck generated in the earth cuttings will be disposed of at the designated dumping sites and in no case the muck/debris will be allowed to roll down the hill slopes.
- 11) No additional or new path will be constructed inside the forest area for transportation of construction materials for execution materials for execution of the project work;
- 12) 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;
- 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 Govt. of India;

- 15) The User Agency shall submit the annual self-compliance report in respect of the above stated conditions to the State Government, concerned Regional Office and to this Ministry by the end of March every year;
 - 16) The user agency shall comply 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;
 - 17) All other clearance/NOCs under different applicable rules/regulations /local laws and under Forest Dwellers (Recognition of Forest Rights) Act, 2006 as required vide MoEF, New Delhi guideline No.11-9/1998-FC(pt) dated 03.08.2009 shall be complied with;
 - 18) As per Ministry's letter No 11-30/96-FC(Pt) dt 14.9.2001, if the compliance of stipulated conditions is awaited from the State Govt for more than 5(five) years, the in-principle approval would be summarily be revoked considering that the user agency is no longer interested in the project;
3. After receipt of the compliance report from the State Government on fulfillment of the conditions mentioned above, final approval will be issued in this regard. Formal transfer of forest land shall not be effected by the State Govt till final approval is granted by the Central Government.

This is issued with the approval of Deputy Director General of Forests (C).

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(Mrs. L. J. Syiemiong)

वनउपमहानिरीक्षक (केंद्रीय) /Deputy Inspector General of Forests (C)

Copy to:

1. The Principal Chief Conservator of Forests & HoFF, Govt of Meghalaya, Department of Forests & Environment, Sylvan House, Lower Lachumiere, Shillong- 793001.


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