



भारत सरकार
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
क्षेत्रीय कार्यालय (मध्य)
Ministry of Environment, Forest & Climate Change
Regional Office (Central Region)



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पत्र संख्या: 8बी/राज0/06/35/2015/एफ.सी. 1857

दिनांक: 03.09.2020

सेवा में,

शासन सचिव(वन),
राजस्थान शासन,
सिविल सचिवालय,
जयपुर, राजस्थान।

Online Proposal No.- FP/RAJ/ROAD/10911/2015

विषय: Diversion of 2.27 ha. of forest land for construction of road from Hinglot to Madnakheri in Rajasthan in Baran Forest Division.

सन्दर्भ: शासन सचिव, राजस्थान का पत्रांक प.1(74)वन/2015, जयपुर, दिनांक 20.08.2020.

महोदय,

उपरोक्त विषयक अतिप्रधान मुख्य वन संरक्षक एवं नोडल अधिकारी, जयपुर के पत्रांक सं० एफ-14()2015/व.सं./प्रमुवसं/590 दिनांक 23.07.2018 का आशय ग्रहण करने का कष्ट करें, जिसके द्वारा विषयांकित प्रस्ताव पर वन(संरक्षण) अधिनियम, 1980 की धारा (2) के अन्तर्गत भारत सरकार की स्वीकृति माँगी गयी थी।

प्रकरण के परीक्षणोपरान्त मुझे आपको यह सूचित करने का निर्देश हुआ है कि केन्द्र सरकार उपरोक्त विषयांकित परियोजना हेतु कुल 2.27 हे० संरक्षित वनभूमि के प्रत्यावर्तन एवं बिना वृक्ष पातन की सैद्धान्तिक स्वीकृति निम्नलिखित शर्तों पर प्रदान करती है:-

1. Legal status of the forest land shall remain unchanged.
2. Forest land will be handed over only after required non-forest land for the project is handed over to the user agency.
3. Compensatory afforestation shall be taken up by the Forest Department over 2.27 ha equivalent non-forest land in (Compartment/Khasra No. Not provided, Village Sorsan, Tehsil Anta, District Baran) 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.
4. The non-forest land has to be transferred and mutated in favour of the State Forest Department.
5. 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.
6. The State Government shall charge the Net Present Value (NPV) for the 2.27 ha. forest area to be diverted under this proposal from 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, 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.
7. 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.
8. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
9. User agency shall raise strip plantation on both sides and central verge of the road as per the IRC norms.

10. Speed regulating signage will be erected along the road at regular intervals in the Protected Areas/ Forest Areas.
11. The user agency shall provide suitable under / over pass in Protected Area / Forest Area as per recommendations of CWLW / NBWL / FAC / REC.
12. User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.
13. 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.
14. The layout plan of the proposal shall not be changed without prior approval of Central Government.
15. No labour camp shall be established on the forest land.
16. 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.
17. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
18. 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.
19. The forest land shall not be used for any purpose other than that specified in the project proposal.
20. 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.
21. 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.
22. No violation of FCA certificate from concerned DFO shall be provided.
23. 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.
24. 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/>).
25. The compliance report shall be uploaded on *e-portal* (<https://parivesh.nic.in/>).

After receipt of the compliance report from the State Government on fulfillment of the conditions mentioned above, final/stage-II approval of the Central Government, in accordance with Section-2 of the Forest (Conservation) Act, 1980, will be accorded.

भवदीया,

(प्राची गंगवार)

उप वन महानिरीक्षक (केन्द्रीय)

प्रतिलिपि सूचनार्थ एवं आवश्यक कार्यवाही हेतु :-

1. मुख्य वन संरक्षक (एफसी) एवं नोडल अधिकारी, वन विभाग, अरण्य भवन, झालाना इंस्टिट्यूशनल एरिया, जयपुर, राजस्थान।
2. उप वन संरक्षक, जिला बारां, राजस्थान।
3. अधिशासी अभियन्ता, सा0नि0वि0, खण्ड-छाबड़ा, जिला बारां, राजस्थान।
4. पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, क्षेत्रीय कार्यालय, लखनऊ को वेबसाइट पर अपलोडिंग हेतु/आदेश पत्रावली।

(प्राची गंगवार)

उप वन महानिरीक्षक (केन्द्रीय)