

छत्तीसगढ़ शासन

वन विभाग

मंत्रालय, महानदी भवन, अटल नगर, रायपुर

क्रमांक एफ-5-09/2019/10-2

अटल नगर, रायपुर, दिनांक 30 /05/2019

प्रति,

प्रधान मुख्य वन संरक्षक

अरण्य भवन, सेक्टर-19, नार्थ ब्लॉक,

केपिटल कॉम्प्लेक्स,

अटल नगर, छत्तीसगढ़।

विषय:- **Diversion of Forest land for Non-Forestry purpose under Forest Conservation Act 1980 Proposed for Dhurli Goupe Water Supply Scheme Pipe Line area - 0.679 ha. Reg.**

- संदर्भ:- 1. भारत सरकार पर्यावरण एवं वन मंत्रालय नई दिल्ली के दिशा निर्देश पत्र क्रमांक 11-9/98-FC दिनांक 13.05.2011, दिनांक 16.06.2011, दिनांक 17.05.2013 तथा दिनांक 25.02.2016 ।
2. भारत सरकार पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय नई दिल्ली के दिशा निर्देश पत्र क्रमांक 11-9/1998-FC दिनांक 15.02.2018 ।
3. अपर प्रधान मुख्य वन संरक्षक, (भू-प्रबंध), नोडल अधिकारी व.सं.अ. 80 छ0ग0 रायपुर का पत्र क्र. /भू-प्रबंध/विविध/115-769/1339, दिनांक 29/05/2019 ।

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कृपया संदर्भित ज्ञापन का अवलोकन करें, जिसमें आपके द्वारा विषयांकित प्रकरण में सैद्धांतिक स्वीकृति जारी करने की अनुशंसा की गई है ।

विषयांकित प्रकरण को भारत सरकार पर्यावरण एवं वन मंत्रालय के पत्र क्र. एफ.नं. 11-9/98-एफ.सी. दिनांक 13.05.2011, दिनांक 16.06.2011 दिनांक 17.05.2013 तथा दिनांक 25.02.2016 एवं भारत सरकार पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय नई दिल्ली के दिशा निर्देश पत्र क्रमांक 11-9/1998-FC दिनांक 15.02.2018 में निहित प्रावधानों के तहत विचारोंपरांत राज्य शासन एतद् द्वारा दंतवाड़ा जिले के दंतवाड़ा वनमंडल अंतर्गत प्रस्तावित वन परिक्षेत्र बचेली अन्तर्गत धुरली जल प्रदाय योजना अन्तर्गत पाईप लाईन बिछाने हेतु 0.679 हे0 वन भूमि के वन संरक्षण अधिनियम 1980 अंतर्गत व्यपवर्तन हेतु सहायक अभियंता, लोक स्वास्थ्य यांत्रिकी विभाग परियोजना उपखण्ड क्रमांक-4 जगदलपुर को वन भूमि उपयोग पर देने हेतु निम्नलिखित शर्तों के अधीन सैद्धांतिक स्वीकृति दी जाती है :-

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1. Legal status of forest land shall remain unchanged.
2. The State Government shall charge the Net Present Value (NPV) of the forest land being diverted under this proposal from the User Agency as per the order of the Hon'ble Supreme Court of India dated 28.03.2008, 24.04.2008 and 09.05.2008 in Writ Petition(Civil) No.202/1995 and the guidelines issued by this Ministry vide its letter No. 5-3/2007-FC dated 05.02.2009 in this regard;
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;

Handwritten signature

4. All the funds received from the User Agency under the project shall be transferred to Ad-hoc Compensatory Afforestation Fund (CAF) Chhattisgarh SB01025203 in account number CA25203 of Corporation Bank, Block- II, CGO Complex, Phase-1, Lodhi Road, New Delhi-110003.
5. The User Agency shall obtain the Environment Clearance as per the provision of the Environmental (Protection) Act, 1986, if required;
6. No labour camp shall be established on the forest land;
7. User Agency shall provide fuels preferably alternate fuels to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas;
8. The boundary of the diverted forest land, shall be demarcated on ground at the project cost, by erecting four feet high reinforced cement concrete pillars, each inscribed with its serial number, forward and back bearing and distance from pillar to pillar;
9. The layout plan of the proposal shall not be changed without the prior approval of the Central Government;
10. Felling of trees on the forest land being diverted shall be reduced to the bare minimum and in no case exceed 50 trees per hectare. The trees should be felled under strict supervision of the State Forest Department;
11. The User Agency shall enumerate and provide, species wise and girth wise details, of the number of trees protected by above restriction and indicate before the stage II clearance .
12. Wherever possible and technically feasible, the User Agency shall undertake afforestation measures along the roads within the area diverted under this approval, in consultation with the State forest Department at the project cost.
13. Overburden shall not be dumped outside the diverted forest area and in no case the muck/debris will be allowed to roll down the hill slopes.
14. The User Agency will provide retaining walls, breast walls and drainage as per requirement to make the slope stable.
15. The forest land shall not be used for any purpose other than that specified in the proposal;
16. 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;
17. No damage to the flora and fauna of the adjoining area shall be caused;
18. The Nodal Officer, Forest Conservation Act 1980 shall complete settlement of right, in terms of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Right) Act, 2006, if any, on the forest land to be diverted and submit the documentary evidence as prescribed by this Ministry in its letter No. 11-9/1998-FC (pt.) dated 03.08.2009, in support thereof;

Regd.

19. Any other condition that the State Govt. or the Ministry of Environment Forest and Climate Change Regional Office, Nagpur, may impose from time to time in the interest of conservation protection and development of flora and fauna of the area.
20. The User agency shall submit the annual self compliance report in respect of the above conditions to the Nodal Officer, Forest Conservation Act 1980 and to the Ministry of Environment Forest and Climate Change Regional Office, Nagpur regularly.
21. The User Agency and the Nodal Officer, Forest Conservation Act 1980 shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project.
22. Until Final Approval for this proposal is issued from the State Government, The User Agency would not be permitted to use the forest land by the Nodal Officer, Forest Conservation Act 1980.
23. वन क्षेत्र में खुदाई श्रमिकों के माध्यम से किया जाना सुनिश्चित करें ताकि वृक्ष, पर्यावरण एवं अन्य स्मारकों को नुकसान ना हो पावें।

Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken accordingly.

The Nodal Officer Forest Conservation Act 1980 shall ensure compliance of all the above conditions.

छत्तीसगढ़ के राज्यपाल के नाम
से तथा आदेशानुसार,

Reginald

(के.पी.राजपूत)

अवर सचिव

छत्तीसगढ़ शासन, वन विभाग
अटल नगर, रायपुर, दिनांक /05/2019

क्रमांक एफ-5-09/2019/10-2

प्रतिलिपि :-

1. अपर प्रधान मुख्य वन संरक्षक (क्षेत्र), भारत सरकार, पर्यावरण वन तथा जलवायु परिवर्तन मंत्रालय, ग्राऊंड फ्लोर (ईस्टर्न विंग), न्यू सेक्रेटेरियट बिल्डिंग, व्ही.सी.ए. स्टेडियम के सामने सिविल लाईन, नागपुर (महाराष्ट्र) ।
 2. मुख्य वन संरक्षक जगदलपुर वृत्त जगदलपुर (छ.ग.)
 3. वनमंडलाधिकारी दंतेवाड़ा वन मंडल दंतेवाड़ा (छ.ग.)
 4. आवेदनकर्ता सहायक अभियंता, लोक स्वास्थ्य यांत्रिकी विभाग परियोजना उपखण्ड क्रमांक -4 जगदलपुर, छत्तीसगढ़ ।
- की ओर सूचनार्थ एवं आवश्यक कार्यवाही हेतु अग्रेषित ।

अवर सचिव

छत्तीसगढ़ शासन, वन विभाग